

# EXHIBIT 8

1 UNITED STATES DISTRICT COURT

2 SOUTHERN DISTRICT OF NEW YORK

3  
4 KRISTINA MIKHAYLOVA,

5 Plaintiff,

6 v.

CASE NO. 19-8927

7 BLOOMINGDALE'S, INC. BLOOMINGDALE'S,

8 INC., et al.,

9 Defendants.

10  
11  
12 \*\*\*\*\*  
13 REMOTE DEPOSITION OF BOBBY BOOKER

14 MARCH 3, 2023

15 \*\*\*\*\*  
16  
17 REMOTE DEPOSITION OF BOBBY BOOKER taken via Zoom  
18 in the above-styled and numbered cause on March 3, 2023,  
19 commencing at 10:37 a.m. Eastern Standard Time, before Gina  
20 Williams, Registered Professional Reporter, Certified  
21 Realtime Reporter, and Certified Realtime Captioner.  
22  
23  
24  
25

## A P P E A R A N C E S

On behalf of Plaintiff:

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QUOTATION MARKS ARE USED FOR CLARITY AND DO NOT  
NECESSARILY REFLECT A DIRECT QUOTE

## I N D E X

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BOBBY BOOKER	
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Examination by Ms. Mendoza	4
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## E X H I B I T S

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Exhibit 1	Photograph	31
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Exhibit 2	Photograph	35
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Exhibit 3	Employee Handbook, Bates BLM001021 through _1086	52
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<p>Page 4</p> <p>1 WHEREUPON, 2 BOBBY BOOKER 3 was called as a witness and, after having been first duly 4 sworn, was deposed and testified as follows: 5 EXAMINATION 6 BY MS. MENDOZA: 7 Q Good morning. Thank you, Mr. Booker. I 8 apologize for the technical difficulties. 9 I am Melissa Mendoza. I am the attorney for 10 Kristina Mikhaylova. She is the plaintiff in this case 11 against Bloomingdale's. 12 Do you know who Kristina Mikhaylova is? 13 A I don't recall who that is. 14 Q Okay. Did you work at Bloomingdale's? 15 A I did. 16 Q When did you work at Bloomingdale's? 17 A I believe -- 18 I'm not sure of months, but I believe the 59th 19 Street store, somewhere between 2016. I believe I left that 20 store around 2017. 21 Q Okay. And I'll get back to Kristina in a moment. 22 But before I go there, I just want to ask you -- go over a 23 few ground rules. 24 Have you ever had your deposition taken before? 25 A No.</p>	<p>Page 6</p> <p>1 answering my questions today? 2 A No. 3 Q Have you taken any prescription medication 4 otherwise in the past 24 hours? 5 A No. 6 Q Were you supposed to take any prescription 7 medication in the past 24 hours, but did not? 8 A No. 9 Q If you need to take a break, just let me know. 10 I'm more than happy to. I'd just ask that you answer the 11 last question that was asked, okay? 12 A Got it. 13 Q Okay. Are you represented by counsel today? 14 A I am. 15 Q And how did you locate your present attorney? 16 A Macy's provided. 17 Q Okay. Is Macy's paying your legal expenses? 18 A I'm not paying anything. 19 Q Okay. Tell me how you prepared for today's 20 deposition. 21 Did not disclose any confidential information 22 discussed between you and your attorney. 23 A I discussed with my attorney that there was a 24 deposition, and he gave me whatever information he had, and 25 we talked about what time I need to show up.</p>
<p>Page 5</p> <p>1 Q No, okay. 2 So I will be asking you questions, and you must 3 answer them truthfully. As you know, you are under oath; 4 correct? 5 A Yes. 6 Q You understand, okay. 7 And although a judge is not present, this as 8 formal as if we were in front of a judge in a courtroom or 9 in front of a jury. 10 Do you understand that? 11 A Yeah. 12 Q And because the court reporter is taking down 13 everything that we say, it's very important that you respond 14 with verbal responses, okay? 15 A Okay. 16 Q And if you do not understand any of my questions, 17 I just ask that you please let me know, and I'm more than 18 happy to rephrase the question, okay? 19 A Okay. 20 Q And are you aware of any reason that might impair 21 or prevent you from fully or truthfully answering my 22 questions today? 23 A No. 24 Q Do you suffer from any condition, either mental 25 or physical, that may prevent you from fully and truthfully</p>	<p>Page 7</p> <p>1 Q Okay. And did you review any documents in this 2 case? 3 A I did not. 4 Q Okay. Did you discuss this -- 5 Withdrawn. 6 Did you prepare for today's deposition with 7 anyone else besides your attorney? 8 A No. 9 Q Did you speak with anyone else regarding today's 10 deposition besides your attorney? 11 A No. 12 Q And have you spoken to any of your former 13 co-workers from Bloomingdale's in regards to this case? 14 A Yes. 15 Q Who did you speak with? 16 A I spoke with Fred Becker, who put me in contact 17 with Macy's legal team. 18 Q Okay. And when was that? 19 A Maybe two weeks ago -- two or three weeks ago. 20 Q And did you discuss any details about the case? 21 A No. 22 Q Okay. All right. Have you ever testified in a 23 case before? 24 A No. 25 Q Have you ever been a plaintiff in a lawsuit?</p>

<p>Page 8</p> <p>1 A No.</p> <p>2 Q Have you ever been a defendant?</p> <p>3 A No.</p> <p>4 Q Have you ever been arrested?</p> <p>5 A No.</p> <p>6 Q Okay. Now just some background questions about</p> <p>7 you.</p> <p>8 Have you ever gone by any other names?</p> <p>9 A No.</p> <p>10 Q Okay. So your full name is Bobby Booker; is that</p> <p>11 correct?</p> <p>12 A Full name is Bobby Roy Booker, III.</p> <p>13 Q Okay. And then you've gone by the name Bobby;</p> <p>14 correct?</p> <p>15 A That's correct.</p> <p>16 Q And what is your date of birth?</p> <p>17 A January 3, '84.</p> <p>18 Q And your place of birth?</p> <p>19 A Dallas, Texas.</p> <p>20 Q And where is your current home address?</p> <p>21 What is your current home address?</p> <p>22 A 9631 Kerrville Street, Dallas, Texas.</p> <p>23 Q Do you own or rent?</p> <p>24 A Own.</p> <p>25 Q How long have you lived there?</p>	<p>Page 10</p> <p>1 A When I left New Jersey, I moved to Texas.</p> <p>2 Q That 9631 address?</p> <p>3 A Correct.</p> <p>4 Q Okay. So during your employment with</p> <p>5 Bloomingdale's, you were living at the New Jersey address;</p> <p>6 is that correct?</p> <p>7 A Yes.</p> <p>8 Q Okay. Were you living at any other address?</p> <p>9 A When I initially --</p> <p>10 So their service stores that I worked for with</p> <p>11 Bloomingdale's, when I worked at the 59th Street store, I</p> <p>12 believe I initially lived in maybe Manhattan, and then I</p> <p>13 moved to New Jersey somewhere in that tenure before I left</p> <p>14 Manhattan -- or before I left the 59th Street store.</p> <p>15 Q Okay. All right. So we'll backtrack a little</p> <p>16 bit.</p> <p>17 So when did you --</p> <p>18 What other store did you work at for</p> <p>19 Bloomingdale's?</p> <p>20 A I worked at the 59th Street store initially in</p> <p>21 Manhattan, and maybe for a year, if that long. And I left</p> <p>22 that store, I want to say I believe 2017 and worked in -- or</p> <p>23 maybe it was 2016, I'm not sure -- and worked in New Jersey,</p> <p>24 the New Jersey store. I believe it's called Short Hills, if</p> <p>25 I'm not mistaken.</p>
<p>Page 9</p> <p>1 A You cut out.</p> <p>2 Q How long have you lived there?</p> <p>3 A I've had the address for maybe 20-something</p> <p>4 years.</p> <p>5 Q Okay. When you say you've had the address, what</p> <p>6 do you mean by that?</p> <p>7 A I mean that at one point I didn't live in Texas,</p> <p>8 but I still had that -- that's always been my home address.</p> <p>9 Q So do your parents live there?</p> <p>10 Did your parents live --</p> <p>11 A I had the home, and I went into the military, and</p> <p>12 I wasn't stationed in Texas, and I'm back home in Dallas,</p> <p>13 and that is my house. I live there.</p> <p>14 Q Okay. Where did you live before --</p> <p>15 Yeah.</p> <p>16 Do you have any other residences?</p> <p>17 A No.</p> <p>18 Q At one point were you living in New Jersey?</p> <p>19 A Yes.</p> <p>20 Q When was that?</p> <p>21 A When I left the Bloomingdale's store, 59th</p> <p>22 Street, so sometime in 2017, 2018.</p> <p>23 Q Okay. Where did you move to?</p> <p>24 A You mean when I left New Jersey?</p> <p>25 Q Yes?</p>	<p>Page 11</p> <p>1 Q Okay. Are you married?</p> <p>2 A I am.</p> <p>3 Q And have you been married before?</p> <p>4 A I have, yes.</p> <p>5 Q Okay. And so what is the name of your current</p> <p>6 spouse?</p> <p>7 A Victoria.</p> <p>8 Q Okay. And when did you and Victoria get married?</p> <p>9 A Maybe 2021.</p> <p>10 Q Okay. And where did you get married?</p> <p>11 A Dallas.</p> <p>12 Q And are you currently living together?</p> <p>13 A We are.</p> <p>14 Q And before that when were you married --</p> <p>15 Withdrawn.</p> <p>16 Before that, when did you get a divorce?</p> <p>17 A I believe 2019.</p> <p>18 Q Okay. And who were you married to?</p> <p>19 A A woman named Gillian.</p> <p>20 Q And when did you get married to Gillian?</p> <p>21 A Maybe 2014.</p> <p>22 I don't recall.</p> <p>23 Q Okay. And where did you live with Gillian?</p> <p>24 A We lived in North Carolina, Virginia, and then</p> <p>25 New York and New Jersey.</p>

Page 12	Page 14
<p>1 Q Okay. And did you --</p> <p>2 So in 2019 when you --</p> <p>3 Withdrawn.</p> <p>4 Did you stop living together at a certain point?</p> <p>5 A No.</p> <p>6 Q Okay. So in 2019 were you living with Gillian?</p> <p>7 A Yes.</p> <p>8 Q Okay. And where were you living at that time?</p> <p>9 A We were in Texas.</p> <p>10 Q Okay. Was there any infidelity?</p> <p>11 A No.</p> <p>12 Q Did you have an open marriage?</p> <p>13 A No.</p> <p>14 Q And before your marriage to Gillian, were you</p> <p>15 married before that?</p> <p>16 A Yes.</p> <p>17 Q And who were you married to?</p> <p>18 A A lady named Kendra.</p> <p>19 Q And when did you marry Kendra?</p> <p>20 A That's maybe --</p> <p>21 I'm not sure.</p> <p>22 Early 2000s.</p> <p>23 Q Okay. And then when did you get a divorce?</p> <p>24 A Mid-2000s.</p> <p>25 No idea.</p>	<p>1 A No.</p> <p>2 Q Okay. And do you have any children with any of</p> <p>3 these women?</p> <p>4 A My first wife, yes.</p> <p>5 Q Okay. And what was the reason for your divorce</p> <p>6 with Gillian?</p> <p>7 A Irreconcilable differences.</p> <p>8 Q Okay. I'm assuming that's filed in court;</p> <p>9 correct?</p> <p>10 A That's correct.</p> <p>11 Q And that would be in Texas?</p> <p>12 A Yes.</p> <p>13 Q Okay. Have you ever had a marriage annulled?</p> <p>14 A No.</p> <p>15 Q All right. Now a few questions about your</p> <p>16 educational background.</p> <p>17 Did you graduate from high school?</p> <p>18 A Yes.</p> <p>19 Q And when was that?</p> <p>20 A 2002.</p> <p>21 Q Did you attend college?</p> <p>22 A I did.</p> <p>23 Q Okay. And where did you attend college?</p> <p>24 A Everett University.</p> <p>25 Q Did you obtain any degrees?</p>
Page 13	Page 15
<p>1 Q If you married Gillian in 2014, was it well</p> <p>2 before that --</p> <p>3 A Yes.</p> <p>4 Q -- your divorce?</p> <p>5 Did any of these relationships overlap?</p> <p>6 A No.</p> <p>7 Q Okay. So you were not seeing any of these women</p> <p>8 at the same time?</p> <p>9 A That's correct.</p> <p>10 Q Was there any infidelity by either party in any</p> <p>11 of these marriages?</p> <p>12 A No.</p> <p>13 Q Okay. And before Kendra, were you married before</p> <p>14 that?</p> <p>15 A No.</p> <p>16 Q Okay. So during your employment at</p> <p>17 Bloomingdale's 2016 to 2017, you were married to Gillian; is</p> <p>18 that correct?</p> <p>19 A That's correct.</p> <p>20 Q At any point did you and Gillian, during your</p> <p>21 employment 2016 and 2017, did you separate?</p> <p>22 A No.</p> <p>23 Q Were you having marital problems?</p> <p>24 A Nope.</p> <p>25 Q And were you seeing anyone on the side?</p>	<p>1 A Yes.</p> <p>2 Q What degree?</p> <p>3 A My bachelor's of business.</p> <p>4 Q And when did you graduate?</p> <p>5 A Either 2007, 2008.</p> <p>6 Q Did you attend any secondary school post-graduate</p> <p>7 school, any of that afterwards?</p> <p>8 A I did, yes.</p> <p>9 Q Okay. And where did you go?</p> <p>10 A Texas A&amp;M.</p> <p>11 Q And did you obtain any degrees?</p> <p>12 A Yes.</p> <p>13 Q Okay. And what was that?</p> <p>14 A My MBA.</p> <p>15 Q And when was that?</p> <p>16 A Maybe 2017/2018 time frame.</p> <p>17 Q Okay. So that was after you left Bloomingdale's?</p> <p>18 A Correct. I was --</p> <p>19 No, I believe I completed it before I left</p> <p>20 Bloomingdale's, if I'm not mistaken.</p> <p>21 Q Okay. Any other degrees?</p> <p>22 Any other training courses?</p> <p>23 A Nope.</p> <p>24 Q Now just asking about your employment.</p> <p>25 Who is your current employer?</p>

<p>Page 16</p> <p>1 A Green Hall Logistics.</p> <p>2 Q And what is your position?</p> <p>3 A I'm CEO.</p> <p>4 Q When did you start working there?</p> <p>5 A 2020. Yeah, 2020.</p> <p>6 Q Okay. And were you hired to be the CEO?</p> <p>7 A I started the company.</p> <p>8 Q Okay. And do you work in Texas -- Dallas, Texas?</p> <p>9 A Yes.</p> <p>10 Q Where did you work before that?</p> <p>11 A Bloomingdale's and --</p> <p>12 Between Bloomingdale's and Green Hall was Trident</p> <p>13 Alliance Group.</p> <p>14 Q So directly before 2020, where did you work?</p> <p>15 A Trident Alliance Group.</p> <p>16 Q And where was that?</p> <p>17 A Dallas.</p> <p>18 Q What was your position?</p> <p>19 A CEO.</p> <p>20 Q And why did you leave there?</p> <p>21 A I sold the company.</p> <p>22 Q So Trident, you sold the company; is that</p> <p>23 correct?</p> <p>24 A Correct.</p> <p>25 Q How long was the company in existence?</p>	<p>Page 18</p> <p>1 Q So in 2019 where were you working?</p> <p>2 A Here in Dallas.</p> <p>3 Q Okay. So when did you --</p> <p>4 I guess would you say you were laid off by</p> <p>5 Bloomingdale's?</p> <p>6 A Yes.</p> <p>7 Q Right, okay.</p> <p>8 So when were you laid off from Bloomingdale's?</p> <p>9 A Your audio cut out in the beginning.</p> <p>10 Q When were you laid off?</p> <p>11 A It should have been 2019.</p> <p>12 Q Okay. And which store?</p> <p>13 Withdrawn.</p> <p>14 That was from the Short Hill store; is that</p> <p>15 correct?</p> <p>16 A I was at the Short Hill store, yes, but it was</p> <p>17 from the company.</p> <p>18 Q Okay. And before that where did you work?</p> <p>19 A For Bloomingdale's?</p> <p>20 Q Anywhere.</p> <p>21 So I would assume before that would be</p> <p>22 Bloomingdale's 59th Street location; correct?</p> <p>23 A Correct.</p> <p>24 Q Okay. And I'll come back to that.</p> <p>25 Before that, where did you work?</p>
<p>Page 17</p> <p>1 When did you create the company?</p> <p>2 A In 2019.</p> <p>3 Q And why did you sell the company?</p> <p>4 A It was --</p> <p>5 It worked out for me is why. No other reason.</p> <p>6 Q Did you have any employees at Trident?</p> <p>7 A Yeah.</p> <p>8 Q How many employees did you have?</p> <p>9 A I believe last count was maybe somewhere between</p> <p>10 105, 115.</p> <p>11 Q Did any of those employees make a complaint</p> <p>12 against you?</p> <p>13 A No.</p> <p>14 Q Did you have a relationship with any of those</p> <p>15 employees?</p> <p>16 A Only as their boss.</p> <p>17 Q So in 2018 before you created Trident, where did</p> <p>18 you work?</p> <p>19 A Until 19 --</p> <p>20 So before Trident, when I left, so I worked --</p> <p>21 Okay. So I left Bloomingdale's. I actually left</p> <p>22 due to reorganization. So because I was a senior executive,</p> <p>23 I received a severance package, and that was mostly the</p> <p>24 capital I used to start creating the companies that I</p> <p>25 founded.</p>	<p>Page 19</p> <p>1 A Standard &amp; Poors.</p> <p>2 Q And when did you work there?</p> <p>3 A That would have been 2015/2016 up until I started</p> <p>4 working for Bloomingdale's.</p> <p>5 Q Why did you leave?</p> <p>6 A Why did I leave Standard &amp; Poors?</p> <p>7 Q Yes.</p> <p>8 A Because Bloomingdale's was a better company.</p> <p>9 Q Were you recruited, or did you apply for a</p> <p>10 position at Bloomingdale's?</p> <p>11 A I was recruited.</p> <p>12 Q Okay. And can you just spell that employer?</p> <p>13 A Standard like the common spelling,</p> <p>14 S-t-a-n-d-a-r-d &amp; Poors, P-o-o-r-s with the S&amp;P 500.</p> <p>15 Q What was your position?</p> <p>16 A I was a financial analyst.</p> <p>17 Q And was that your starting position?</p> <p>18 A Yes.</p> <p>19 Q Correct me if I'm wrong. That's 2015 to 2017,</p> <p>20 right, that you worked there?</p> <p>21 A Yes, it was --</p> <p>22 It would have either been 2015/'16 up until I</p> <p>23 went to Bloomingdale's.</p> <p>24 Q Okay.</p> <p>25 A I'm not sure which year I started at either one.</p>



<p>Page 20</p> <p>1 Q Okay. And Standard &amp; Poors, did you receive any disciplinary action?</p> <p>2</p> <p>3 A No.</p> <p>4 Q Did anyone make a complaint against you?</p> <p>5 A No.</p> <p>6 Q Did you have a relationship with anyone there --</p> <p>7 A No.</p> <p>8 Q -- besides professional?</p> <p>9 Any personal relationship?</p> <p>10 A No personal --</p> <p>11 Or no romantic relationships.</p> <p>12 Q Okay. And then before that in 2015, where did you work?</p> <p>13</p> <p>14 A Before '15 was the United States Marine Corps.</p> <p>15 Q Okay. And why did you leave there?</p> <p>16 A Personal reasons.</p> <p>17 Q Were you fired or told to leave?</p> <p>18 A Nope.</p> <p>19 Q Okay. So did you resign?</p> <p>20 A I did.</p> <p>21 Q Okay. Did you receive any disciplinary action against you?</p> <p>22</p> <p>23 A Nope.</p> <p>24 Q Okay. How long were you in the Marine Corps?</p> <p>25 A 15-ish years.</p>	<p>Page 22</p> <p>1 A For both Short Hills and 59th Street --</p> <p>2 At the 59th Street, I supervised a portion of the</p> <p>3 asset protection team.</p> <p>4 And at Short Hills, New Jersey, I supervised the</p> <p>5 entire team.</p> <p>6 Q Okay. Can you elaborate what's the asset</p> <p>7 protection team?</p> <p>8 A Loss prevention, minimizing store loss.</p> <p>9 Q Okay. So is it just people stealing in the</p> <p>10 store?</p> <p>11 A It is minimizing store loss caused by, yes,</p> <p>12 customers, but also employees in the logistics chain itself.</p> <p>13 Q Who did you report to?</p> <p>14 A I reported to Fred Becker, the one I reached out</p> <p>15 to regarding this deposition.</p> <p>16 Q Okay. Can you describe your job duties,</p> <p>17 responsibilities?</p> <p>18 A Essentially managing the team who, you know,</p> <p>19 directly interacted with, you know, the customers, employees</p> <p>20 regarding any potential loss or loss investigations, and</p> <p>21 making sure everyone was within the company policies</p> <p>22 regarding asset protection and interaction with all of those</p> <p>23 entities.</p> <p>24 Q Okay. So did you watch like the cameras --</p> <p>25 Were you monitoring the cameras on a daily basis?</p>
<p>Page 21</p> <p>1 Q Okay.</p> <p>2 A I think 15 years.</p> <p>3 Q At any of these employers, did anyone accuse you of sexual harassment?</p> <p>4</p> <p>5 A No.</p> <p>6 Q So now we're going to go back to your employment with Bloomingdale's.</p> <p>7</p> <p>8 So you left Standard &amp; Poors where you were a</p> <p>9 financial analyst and then went to Bloomingdale's; correct?</p> <p>10 A Correct.</p> <p>11 Q What was your starting position at Bloomingdale's?</p> <p>12</p> <p>13 A I was a senior executive in asset protection.</p> <p>14 Q Did you have the same position all the way through 2017 -- I guess 2016/'17?</p> <p>15</p> <p>16 A Yes, both. The entire of my tenure with Bloomingdale's, I had the same position.</p> <p>17</p> <p>18 Q Okay. So even at Short Hills it was the same position?</p> <p>19</p> <p>20 A Yes.</p> <p>21 Q Okay. Who did you interview with?</p> <p>22 A I do not recall.</p> <p>23 Q Were you a manager?</p> <p>24 A Yes.</p> <p>25 Q And who did you supervise?</p>	<p>Page 23</p> <p>1 A Me specifically, no.</p> <p>2 As senior executive, would I look at the camera</p> <p>3 from time to time, yes, maybe for a few minutes if something</p> <p>4 was going on in that moment, but there were employees --</p> <p>5 The asset protection team, the external team</p> <p>6 monitored -- they had a rotating schedule of who was</p> <p>7 monitoring the cameras on an hourly basis every day.</p> <p>8 Q Okay. Did you go on the floor and monitor what was going on there as well?</p> <p>9</p> <p>10 A Yes.</p> <p>11 Q Okay. Were you given --</p> <p>12 Were you given an employee handbook when you</p> <p>13 started?</p> <p>14 A I don't recall. I'm sure that I did receive one.</p> <p>15 Q Was it updated every year?</p> <p>16 A That I can't answer. I don't recall.</p> <p>17 Q Were you given any information regarding sexual harassment or discrimination when you started?</p> <p>18</p> <p>19 A Yes.</p> <p>20 Q What was that information?</p> <p>21 A I don't remember specifically, but it started off</p> <p>22 obviously it's not tolerated, and that's -- you know,</p> <p>23 whether that is a higher-position person to a lower-position</p> <p>24 person, peers, or a lower-position person to a</p> <p>25 higher-position person or customers or vendors.</p>

<p>Page 24</p> <p>1 There were ways to report. I don't recall all of</p> <p>2 them, but there were, you know, direct reports to your boss,</p> <p>3 of course HR you could reach out to, headquarters, and there</p> <p>4 were anonymous -- ways to report anonymous, third-party. I</p> <p>5 believe Macy's had -- they hired a company.</p> <p>6 Q Okay. And was there any training done every year</p> <p>7 regarding sexual harassment?</p> <p>8 A I don't recall. Yeah, I don't recall.</p> <p>9 Q Okay. As a manager, did you receive any separate</p> <p>10 training regarding reporting sexual harassment,</p> <p>11 discrimination?</p> <p>12 A I believe we did from one of the HR managers.</p> <p>13 Q Okay. Did you have to sign off on anything?</p> <p>14 A Possibly. I can't say for sure whether we did or</p> <p>15 not.</p> <p>16 Q Okay. During your tenure at Bloomingdale's, was</p> <p>17 anyone accused of sexual harassment?</p> <p>18 A I don't recall anyone or any investigation or</p> <p>19 anything regarding that.</p> <p>20 Not saying it didn't happen. I just don't recall</p> <p>21 it.</p> <p>22 Q Okay. Did you report any discrimination, sexual</p> <p>23 harassment, anything like that?</p> <p>24 A No.</p> <p>25 Q Did you receive any disciplinary action --</p>	<p>Page 26</p> <p>1 personal relationships?</p> <p>2 A No.</p> <p>3 Q Have you ever been fired from any of your</p> <p>4 employers?</p> <p>5 A No.</p> <p>6 Q Okay. You said that --</p> <p>7 Withdrawn.</p> <p>8 Did you work in the Chanel department?</p> <p>9 A No. I worked in asset protection.</p> <p>10 Q Did you visit the Chanel department?</p> <p>11 A Yes, I visited all the departments there.</p> <p>12 Q So on a daily basis, did you go to every</p> <p>13 department?</p> <p>14 A No. Just key areas that we do check every day</p> <p>15 like fine jewelry, the jewelry department, just because of</p> <p>16 the expense, things like that, but --</p> <p>17 That's generally kind of how it worked. Some of</p> <p>18 the more high-dollar or more vulnerable places we do visit</p> <p>19 on a daily basis.</p> <p>20 Other than that, you make your rounds around the</p> <p>21 entire store.</p> <p>22 Q Did you assign who went to which location?</p> <p>23 A No.</p> <p>24 Q Who assigned it?</p> <p>25 A So for the external team would be -- the</p>
<p>Page 25</p> <p>1 A No.</p> <p>2 Q -- during your tenure at Bloomingdale's?</p> <p>3 A I did not.</p> <p>4 Q Were you written up?</p> <p>5 A No.</p> <p>6 Q Did you receive an evaluation every year?</p> <p>7 A I'm assuming so.</p> <p>8 I just don't recall.</p> <p>9 Q Okay. So do you recall having a review with</p> <p>10 Mr. Becker?</p> <p>11 A Yes, I believe we sat down and went over --</p> <p>12 I don't know the time frame, whether it was</p> <p>13 quarterly, annually or what it was, but I believe we sat</p> <p>14 down and did some type of review.</p> <p>15 Q Okay. At any point did Mr. Becker tell you --</p> <p>16 Withdrawn.</p> <p>17 Do you maintain any social or personal</p> <p>18 relationships with any of your former Bloomingdale's</p> <p>19 co-workers?</p> <p>20 A I believe on birthdays there's --</p> <p>21 You know, when I used to have social media, yeah,</p> <p>22 wish someone a happy birthday, but that's about the extent</p> <p>23 of it.</p> <p>24 Q Okay. And besides Bloomingdale's, how about at</p> <p>25 Standard &amp; Poors, did you have any personal -- maintain any</p>	<p>Page 27</p> <p>1 supervisor would be the external team supervisor sets the</p> <p>2 daily and hourly schedules.</p> <p>3 Q What do you mean by "external team"?</p> <p>4 A So there's the asset protection team as a whole</p> <p>5 just at 59th Street was around 100 employees. So that's</p> <p>6 broken down between the external team and the internal team.</p> <p>7 And if you want to call -- I forget what the term</p> <p>8 is, but the logistics side, if you will, and each of those</p> <p>9 has a supervisor for their team who would handle something</p> <p>10 like assigning who goes where on the daily and hourly</p> <p>11 schedules.</p> <p>12 Q Okay. So were you part of the external team</p> <p>13 then?</p> <p>14 A Yeah, so as one of the executives, we all had a</p> <p>15 team. All of the executives aren't there, so we would cover</p> <p>16 all the silos, if you will, at some point.</p> <p>17 Q Okay. So then did you assist in assigning who</p> <p>18 went to what location?</p> <p>19 A No. That was a supervisor's job to post</p> <p>20 schedules or set up and post schedules.</p> <p>21 The only time I believe we got involved with</p> <p>22 scheduling is if, you know, there were like haul-outs or</p> <p>23 some weather-related issue that, you know, we had to assist</p> <p>24 getting people in or moving people around or approving</p> <p>25 overtime, things like that.</p>

<p>Page 28</p> <p>1 Q Okay. So you going to visit each department or 2 whichever department was at your discretion; is that 3 correct? 4 A Yes. 5 Q And what was your workweek? 6 Like what were your shifts, your schedule? 7 A It's retail, so it changes. Sometimes we're 8 opening. Sometimes we're a missed schedule. Sometimes 9 we're a closer. It depends on the needs of the store 10 itself. 11 Q Did you have an office? 12 A Yes. We have an asset protection office. 13 Q Did you have your own desk -- 14 A Yes. 15 Q -- or a cubicle? 16 A No. 17 I did have my own -- 18 Q Okay. So then you would go to your desk, and 19 then at times then go down to the floor or different 20 departments; is that correct? 21 A Correct. 22 Q Did you ever have an employee investigated? 23 A Can you explain? 24 Did I have an employee investigated? 25 Q Yeah. Did you accuse someone or say that they</p>	<p>Page 30</p> <p>1 usually something happening live, and that doesn't go 2 through HR itself in the moment. 3 Q Okay. Was any of those people that were reported 4 Kristina Mikhaylova? 5 A I don't recall. 6 And like I said, I was assigned the external 7 team. One of the other senior executives was over the 8 internal team. 9 So that would come to me if he wasn't available, 10 so it would have been very minimal times that that would 11 happen. However, I don't recall Kristina at all. 12 Q Okay. And did you work with Christopher 13 Castellani? 14 A I did, yes. 15 Q In what capacity did you work with him? 16 A He was my peer. 17 Q Okay. Can you elaborate as to how you worked 18 together? 19 A We were both senior executives. He was primarily 20 over -- at least when I was there, he was primary over the 21 internal team. 22 Q Okay. And that was at the 59th Street store; 23 correct? 24 A Correct. 25 MS. MENDOZA: If you don't mind, if we could take</p>
<p>Page 29</p> <p>1 had been stealing or doing any -- there was any wrongdoing 2 by that employee? 3 A No. 4 So the way our team worked, our internal team 5 would focus what it sounds like internally specifically on 6 employees. And our external team is, you know, specifically 7 focused on the customer not associated with the store 8 itself. 9 The internal team does investigations. Their job 10 specifically is to do investigations, to run reports, to try 11 to figure out what's going on. From there, they would bring 12 the information to us before we go to -- before we present a 13 package to HR, and essentially HR can tell us if we can, you 14 know, further that investigation or interview or not. 15 The investigating executives, we don't get to 16 just investigate someone. 17 Q Okay. So did anyone come to you with a report or 18 something so that you could bring it to HR to investigate? 19 A Yes, the internal team would put their packages 20 together, if you will, and they would bring them up to the 21 senior executive, whoever was available. 22 They'd go through it, and we'd talk with the 23 human resources manager if we, you know, could go further or 24 not. 25 The only difference is, the external team, it's</p>	<p>Page 31</p> <p>1 a five-minute break. I just want to upload an exhibit. 2 (Recess was taken.) 3 MS. MENDOZA: I'm going to be entering 4 Plaintiff's Exhibit 1. 5 (Exhibit 1 was marked for identification.) 6 BY MS. MENDOZA: 7 Q Mr. Booker, you said that you do not recall who 8 Kristina Mikhaylova is; correct? 9 A Correct. 10 Q Does this photo refresh your recollection? 11 A That photo, she doesn't look familiar, no. 12 Q No, okay. 13 You don't recall anyone from the Chanel 14 department during your tenure at the 59th Street location 15 that looked like that? 16 A No. 17 MS. MENDOZA: You can take that off the screen. 18 Thank you. 19 MS. TIERNEY: Melissa, was that produced in 20 discovery? Is there a Bates number, because I don't 21 remember that? 22 MS. MENDOZA: No, it was not. 23 MS. TIERNEY: I would ask that you produce that 24 then since you used it in this deposition. 25 MS. MENDOZA: Yes. I know defendants, I believe,</p>

<p>1 you guys did produce --</p> <p>2 I don't know if you want to go off the record,</p> <p>3 but you did produce a photo. We're trying to get that</p> <p>4 photo with that Bates stamp.</p> <p>5 MS. TIERNEY: I was just saying I haven't seen</p> <p>6 that one.</p> <p>7 MS. MENDOZA: Yeah. But just for purposes of</p> <p>8 because Mr. Booker did not recall who she was, I just</p> <p>9 was trying to see if it --</p> <p>10 MS. TIERNEY: I'm not objecting to the photo.</p> <p>11 But since you've used it, I want a copy of it.</p> <p>12 MS. MENDOZA: Okay. Will do.</p> <p>13 BY MS. MENDOZA:</p> <p>14 Q All right. So do you recall how many employees</p> <p>15 were in the Chanel department when you worked there?</p> <p>16 A I don't. They had a small store. I wasn't</p> <p>17 responsible for the Chanel department.</p> <p>18 The store is responsible for 59th Street, and we</p> <p>19 have close to 2,000 employees at that one store.</p> <p>20 Q Okay. Do you recall --</p> <p>21 Withdrawn.</p> <p>22 Going back to where we left off, we were</p> <p>23 discussing your relationship or your peer, Christopher</p> <p>24 Castellani; right?</p> <p>25 So were you involved in any investigations with</p>	<p>Page 32</p> <p>1 team, yes, we had some employees who violated</p> <p>2 Bloomingdale's/Macy's policy as far as handling customers.</p> <p>3 Where that can happen --</p> <p>4 And I believe this particular was in the street.</p> <p>5 It happened outside the store in the street and, by our</p> <p>6 requirements, you know, had to recommend that, you know,</p> <p>7 these are policy violations -- terminal violations, and we'd</p> <p>8 recommend that to human resources. They go back and review</p> <p>9 everything, even regardless of what we've done, and the HR</p> <p>10 manager ultimately determines if they are in violation and</p> <p>11 if they will be terminated.</p> <p>12 Q Okay. I'm assuming that particularly was not</p> <p>13 Kristina, correct, Kristina Mikhaylova?</p> <p>14 A No, Kristina didn't work on the external team.</p> <p>15 As far as recommending store employees outside of</p> <p>16 the asset protection team, no, we don't, unless they were</p> <p>17 investigated by the internal team, and that is already</p> <p>18 handled by human resources.</p> <p>19 Q Right.</p> <p>20 So my question is, did you recommend to human</p> <p>21 resources that anyone outside of the external asset</p> <p>22 protection department -- any Bloomingdale's employee be</p> <p>23 fired?</p> <p>24 A Not that I recall.</p> <p>25 Q Were you involved in any investigations regarding</p>
<p>Page 33</p> <p>1 Mr. Castellani, or were they completely separate</p> <p>2 departments?</p> <p>3 A So they're not completely separate, but they are</p> <p>4 separate departments.</p> <p>5 When it comes to investigation, the team handles</p> <p>6 that, and the supervisor or the senior executive, the</p> <p>7 primary was Chris.</p> <p>8 If there was a sit-in on interviews --</p> <p>9 So our interviews are -- by policy, are recorded.</p> <p>10 If there's a female, there's always a female witness.</p> <p>11 Whether they're from HR, there's always a female witness as</p> <p>12 well.</p> <p>13 As far as helping Chris with the investigations,</p> <p>14 I do recall sitting in on some of the interviews with him.</p> <p>15 But other than that, I'm not sure what you're asking.</p> <p>16 Q Okay. Did you fire any employees?</p> <p>17 A We can't fire anyone. We can recommend to human</p> <p>18 resources.</p> <p>19 If the HR manager, going through their policy</p> <p>20 requirements for the company, they deem firing or</p> <p>21 termination is in line with company policy, they can handle</p> <p>22 that. We don't fire anyone.</p> <p>23 Q Did you recommend anyone -- that anyone was</p> <p>24 fired?</p> <p>25 A I believe so, yes. I believe on the external</p>	<p>Page 35</p> <p>1 fraud?</p> <p>2 A There's a possibility. I just don't recall.</p> <p>3 Q Okay. Was any of --</p> <p>4 Were any of them involving Kristina Mikhaylova?</p> <p>5 A Not that I recall.</p> <p>6 I believe a fraud that I recall was a customer on</p> <p>7 the upper east side who was buying things there and finding</p> <p>8 a way to reattach tags and return them for somewhere upwards</p> <p>9 of like \$100,000 sticks out in my head.</p> <p>10 Other than that, I honestly have no recollection</p> <p>11 of your client at all.</p> <p>12 Q I uploaded another picture of the plaintiff --</p> <p>13 this will be Plaintiff's Exhibit 2 -- to see if this</p> <p>14 refreshes your recollection of who she is.</p> <p>15 MS. MENDOZA: And that was not produced, so I'll</p> <p>16 be producing this as well.</p> <p>17 MS. TIERNEY: Okay.</p> <p>18 (Exhibit 2 was marked for identification.)</p> <p>19 BY MS. MENDOZA:</p> <p>20 Q Does this refresh your recollection of who</p> <p>21 Kristina Mikhaylova is?</p> <p>22 A It doesn't. I'm sorry.</p> <p>23 Q You can take that off the screen. Thank you.</p> <p>24 What authority did you have over Chanel</p> <p>25 department employees?</p>



<p>Page 36</p> <p>1 A So I believe Chanel department employees are not 2 Bloomingdale's employees, if I'm not mistaken. So they had 3 an individual security personnel -- supervisor stationed 4 there in Chanel just because of high-dollar items that they 5 had. They had one that was stationed specifically in their 6 store.</p> <p>7 As long as there were no reported violations that 8 were against Macy's policy, we didn't have any direct 9 control of those employees. As long as they follow whoever 10 hired them or Chanel's policies, and they didn't violate 11 Macy's policies or Bloomingdale's policies that we were 12 aware of, we had no -- we didn't control them all. I don't 13 believe they were Bloomingdale's employees.</p> <p>14 Q Okay. Were you friends with any of the Chanel 15 department employees?</p> <p>16 A I was with security because, you know, we're 17 obviously a part of the security team. But as far as the 18 employees, other than being cordial, you know, friendly and, 19 you know, making sure they had someone they could report, 20 you know, whatever to that may happen in their store as a 21 possible violation or was theft, that's about it.</p> <p>22 Q Okay. Do you know who Eleanor Dahan is?</p> <p>23 A Name sounds familiar. The first name sounds 24 familiar, but I can't say for sure.</p> <p>25 Q Do you recall an Eleanor -- speaking to an</p>	<p>Page 38</p> <p>1 Q Okay. Did you ever speak with Richard Law during 2 your tenure?</p> <p>3 A I don't recall. Just by the name, I don't 4 recall.</p> <p>5 Q Okay. Did you ever correspond with a human 6 resources representative during your employment?</p> <p>7 A Of course. We -- 8 Again, we don't -- 9 We're managers of the department but, you know, 10 as far as policy, firing people, investigating, you know, 11 investigations going further than the initial, we have an HR 12 partner, or I think we had a couple of HR partners, human 13 resource manager that we, you know, worked with to make sure 14 that we were also, you know, within policy.</p> <p>15 Q Okay. And do you recall if any of those people 16 went by the name of Richard Law?</p> <p>17 A Possibly. I just don't recall at this moment.</p> <p>18 Q Do you know who is Dennis Diaz?</p> <p>19 A Not by the name.</p> <p>20 Q Did you correspond with the managers for the 21 Chanel department -- the Chanel handbag department or 22 accessories department during your tenure at Bloomingdale's?</p> <p>23 A I don't think so. Again, they weren't 24 Bloomingdale's employees. 25 So I believe usually when one of them -- one of</p>
<p>Page 37</p> <p>1 Eleanor in the Chanel department -- that worked in the 2 Chanel department?</p> <p>3 A Possibly. I mean, I had conversations with 4 everyone.</p> <p>5 Q Okay. When you say you have conversations, did 6 you go into the Chanel department just to check in, or did 7 you stay like as security, and you watched the door?</p> <p>8 A No, I didn't stay there as security because they 9 had their own security.</p> <p>10 One of the asset protection employees, external 11 employees, we would go to visit to make sure our 12 personnel -- our asset protection personnel were good, they 13 didn't need anything, that whatever the time was like if 14 they were supposed to be relieved, that they got relieved.</p> <p>15 Yes, that includes Prada, Louis Vuitton. In the 16 59th Street store, they're all generally in the same 17 location. They're all high-dollar. They're close to a door 18 that leads outside and to the subway.</p> <p>19 So throughout the rounds, yes, we stopped by 20 there because they're a high-risk area and, yes, talked to 21 our security, talking to the employees, in all of the 22 handbag stores that were there.</p> <p>23 Q Okay. So I'll come back to that. 24 Do you know who Cathy -- who is Cathy Eunice? 25 A I don't by the name recall who that is.</p>	<p>Page 39</p> <p>1 them or Gucci or any of those high-dollar satellite stores, 2 if you will, had an issue, they would reach out to us, but 3 we didn't have an ongoing like corresponding relationship 4 with any of those satellite stores, if you will, high-dollar 5 stores.</p> <p>6 Q Do you recall any female employees that were 7 pregnant during your employment at Bloomingdale's?</p> <p>8 A I don't. 9 I'm sure that there were. I just don't recall 10 specifically a pregnant woman at Bloomingdale's.</p> <p>11 Q Did you correspond with anyone that was pregnant, 12 like communicate cordially?</p> <p>13 A Explain "communication cordially." 14 Q Like when you were going and doing your rounds or 15 walking around, did you ever speak with any employee -- were 16 you on friendly terms with an employee regularly that you 17 knew was pregnant?</p> <p>18 A I don't recall, but regularly, friendly with 19 everyone in the store as part of my job and part of our 20 policy to make sure that they can report anything to us. 21 So I imagine some of the employees may have been 22 pregnant.</p> <p>23 Q I'm saying this just to refresh your recollection 24 as to Kristina Mikhaylova because at the time she was 25 pregnant in 2016/2017, so I'm trying to see if maybe that</p>

<p>Page 40</p> <p>1 would help refresh your recollection, in the Chanel 2 department, that woman you saw in those pictures, if she was 3 pregnant, if you recall, if that maybe will help refresh 4 your recollection. 5 Does that help? 6 A It does not. 7 MR. FLOWERS: I'm going to object to the form. 8 You can answer. 9 BY MS. MENDOZA: 10 Q You said it does not refresh your recollection? 11 A No. 12 Q Okay. Did you have any conversations -- 13 Withdrawn. 14 Did you work with corporate regarding asset 15 protection or handling your daily duties, responsibilities? 16 A Daily would have come from I believe large cases 17 maybe or when we had to work with multiple stores or there 18 was, you know, some organized crime, which happens a lot up 19 there in the East Coast, was something we'd work with 20 corporate with. 21 But as far as talking with them on a daily basis, 22 no. 23 Q So did you -- 24 As far as with organized crime, were you involved 25 in any investigations?</p>	<p>Page 42</p> <p>1 Q Okay. Were you -- 2 About how many were you involved in? 3 A I can't say. Yeah, I don't recall. 4 Q Was it because it's a large number or because you 5 just -- 6 Withdrawn. 7 Was it because it's a large number? 8 A Not that it's a large number. So that's a lot of 9 manpower that takes a lot of focus and efforts from 10 everyone. Those large crime organizations aren't hitting 11 you every day. 12 So if we did get something or we suspected 13 something, we'd communicate with them, but it's not 14 something that's happening every day. 15 When it happens, it's really big and really 16 expensive, but it's not happening every single day. 17 Q Okay. Do you recall if it involved anyone in the 18 Chanel department? 19 A No. I believe the one I can positively remember, 20 it was legitimately a large crime organization, and they 21 were doing some interstate things, and I don't believe it 22 was specifically a Chanel issue. 23 Q Do you recall the outcome of any of those 24 investigations? 25 A No, because, like you mentioned, those are --</p>
<p>Page 41</p> <p>1 A We would essentially corroborate any information 2 that we had that they may have been asking for, or we made 3 sure they had information that we received so we were 4 basically on the same page with each other when it came to 5 those type of investigations. 6 Q Okay. Do you recall -- 7 When you say "those type of investigations," was 8 there -- did it happen often? 9 A It didn't happen often, but it's a very big -- 10 very big issue, you know, for big retail stores, especially 11 high-dollar, like Bloomingdale's, where there were these 12 organized crimes or crime organizations were, you know, 13 hitting the stores -- high-dollar stores in large 14 quantities, you know, repeatedly, and kind of giving the 15 store a big loss. 16 So it wasn't something we had to focus on daily. 17 Again, with 2,000 employees and countless customers, we had 18 a lot to deal with, but at some times we did recognize 19 people we were supposed to be on the lookout for, recognize 20 who NYPD or whoever had identified as part of a much larger 21 like retail criminal organization. 22 But short of coming across one of those or 23 recognizing one of those or being alerted by either one of 24 those, either corporate or NYPD, no, it wasn't a daily thing 25 that we focused on.</p>	<p>Page 43</p> <p>1 that is handled mostly by the corporate team and the -- at 2 least up there, the New Jersey and New York police 3 departments once it's kind of off the ground. 4 Q Okay. Did you have any conversations with 5 anyone -- 6 Withdrawn. 7 Was there anyone specific in corporate that you 8 corresponded with or communicated with? 9 A I don't think specifically. They have a team as 10 well at the corporate office. I want to say it may have 11 been five or six of them at the corporate office there. 12 Again, it probably usually was everyone is on the 13 e-mail together versus just talking to one individual, so 14 the entire team is aware of what's going on. 15 Q Okay. Were you involved in any investigations 16 regarding diverters? 17 A Explain "diverters." 18 Q Anyone that was reselling or making a profit off 19 of purchases that they made with their employee discount? 20 A No. I do recall our external team, that's one of 21 the things that they did focus on because I believe that is 22 against the policy, basically using your discount. Taking 23 that and reselling I believe is against both Macy's and 24 Bloomingdale's policy. 25 I don't remember any specific incidents. I'm not</p>

<p>1 saying --</p> <p>2 I'm sure those investigations happened while I</p> <p>3 was there. I just don't recall specifically.</p> <p>4 Q So you didn't accuse anyone or state that "I</p> <p>5 believe that this person is a diverter."</p> <p>6 Is that correct?</p> <p>7 A No.</p> <p>8 Q No, you don't recall or, no, you didn't do that?</p> <p>9 A No. And like I said, we can't fire or we can't</p> <p>10 investigate someone without human resources involved to look</p> <p>11 into something or to provide, you know, whatever more</p> <p>12 information to take those steps.</p> <p>13 But no, there's no one that I recall of singling</p> <p>14 out an employee and saying this person is a diverter.</p> <p>15 Q Did you do any investigations regarding discount</p> <p>16 abuse?</p> <p>17 A I've seen investigations started by the internal</p> <p>18 team, but I did not do any investigations for discount abuse</p> <p>19 that I recall, but as part of --</p> <p>20 I definitely, like I said, went to human</p> <p>21 resources, and the investigation continues, stops, or the</p> <p>22 interview happened from there from that aspect.</p> <p>23 Q Did you tip off --</p> <p>24 When I say "tip off," were you suspicious of any</p> <p>25 employees regarding any violation?</p>	<p>Page 44</p>	<p>1 What department in Bloomingdale's had the most</p> <p>2 fraud?</p> <p>3 A I don't recall.</p> <p>4 When it comes to fraud, I'd say that probably</p> <p>5 came externally and probably through credit cards.</p> <p>6 ApplePay was a newer and a big issue back then</p> <p>7 when I was at 59th Street.</p> <p>8 As far as store department, I really don't -- I</p> <p>9 really can't say that. I don't recall that information.</p> <p>10 Q Do you recall about how many times a day you went</p> <p>11 into the Chanel department?</p> <p>12 A A day, you know, it would be less than zero. If</p> <p>13 we're talking a week, a handful of times a week.</p> <p>14 Q Okay. Did anyone ever tell you not to speak to</p> <p>15 another female employee?</p> <p>16 A No.</p> <p>17 Q Did any female employee tell you that they were</p> <p>18 uncomfortable about you?</p> <p>19 A No.</p> <p>20 Q Did you ever have any conversations about your</p> <p>21 personal life --</p> <p>22 Withdrawn.</p> <p>23 Did you have any conversations regarding your</p> <p>24 marriage with any female employee?</p> <p>25 A Other than me being married and maybe some events</p>	<p>Page 46</p>
<p>1 A I'd say, generally speaking, there's some</p> <p>2 suspicion, as asset protection senior executive.</p> <p>3 The loss pie chart internally is, I believe,</p> <p>4 around 75 or 80 percent our loss happens internally. The</p> <p>5 customer, yes, they're the other big part of that, and the</p> <p>6 logistics side is somewhere around 1 percent.</p> <p>7 So, yes, there's always a suspicion -- healthy</p> <p>8 suspicion to be curious to investigate and, you know, leave</p> <p>9 doors open for people to report.</p> <p>10 Those things, we also incentivize those that</p> <p>11 actually saw it so employees who may be causing a loss to a</p> <p>12 store will report those things to us. In that aspect, yes.</p> <p>13 Was there anyone specifically that we were</p> <p>14 targeting?</p> <p>15 I don't recall that.</p> <p>16 Q So do you recall --</p> <p>17 You don't recall tipping off someone that you</p> <p>18 thought --</p> <p>19 When I say "someone," tipping off to the internal</p> <p>20 team, to corporate, asset protection -- someone in the asset</p> <p>21 protection department that this person needs to be</p> <p>22 investigated?</p> <p>23 Did you do that for any employee?</p> <p>24 A No. Not that I recall, no.</p> <p>25 Q Okay. Give me one moment.</p>	<p>Page 45</p>	<p>1 that we would attend and things like that, no.</p> <p>2 Q Okay. Do you recall, did you have any</p> <p>3 conversations about cheating on your spouse?</p> <p>4 A No.</p> <p>5 Q Did you have any conversations regarding having</p> <p>6 an affair --</p> <p>7 A No.</p> <p>8 Q -- or having a side person?</p> <p>9 A No.</p> <p>10 Q Did you ever compliment any females on their</p> <p>11 clothing, female employees at Bloomingdale's?</p> <p>12 A Say the last part again.</p> <p>13 Q Female employees at Bloomingdale's.</p> <p>14 A I assume I probably would tell someone that an</p> <p>15 outfit or shoes or something looked good, but other than</p> <p>16 that, I'd have to say no.</p> <p>17 Q Did you compliment any female on their body?</p> <p>18 A No.</p> <p>19 Q Any body part?</p> <p>20 A No.</p> <p>21 Q How did you greet your female co-workers?</p> <p>22 A Same way I greet my male co-workers.</p> <p>23 Q And how is that?</p> <p>24 A "Good morning, good afternoon, how you doing,</p> <p>25 have a good day," things like that.</p>	<p>Page 47</p>

<p>Page 48</p> <p>1 Q Did you ever hug them?</p> <p>2 A I may have, depending on our relationship --</p> <p>3 individual relationship.</p> <p>4 Q So did you hug any male employees?</p> <p>5 A Yes.</p> <p>6 Q And female employees?</p> <p>7 A Yes.</p> <p>8 Q And did you ever physically touch any female</p> <p>9 employee, besides hugging?</p> <p>10 Like did you physically touch them in any other</p> <p>11 way?</p> <p>12 A No.</p> <p>13 Q Did you ever discuss or have any conversations</p> <p>14 about exploring a side relationship?</p> <p>15 A Nope.</p> <p>16 Q Did you ever have any conversations with female</p> <p>17 employees about motorcycles?</p> <p>18 A Possibly.</p> <p>19 I have a lot of motorcycles.</p> <p>20 Q You have a lot of motorcycles?</p> <p>21 A Yes.</p> <p>22 Q Does that help refresh your recollection as to</p> <p>23 having a conversation with Kristina Mikhaylova about</p> <p>24 motorcycles?</p> <p>25 A No.</p>	<p>Page 50</p> <p>1 building.</p> <p>2 Q Right.</p> <p>3 So was it that you would just check in, then keep</p> <p>4 on going, or did you stay, talk to people, and just hang out</p> <p>5 and then go move on to the next place?</p> <p>6 A Well, there's no hanging out. Again, it's 11</p> <p>7 floors and 2,000 employees that, you know, we have to have</p> <p>8 some type of oversight or watch over.</p> <p>9 So if we're hanging out, it's probably something</p> <p>10 going on external at that moment and our presence, as we</p> <p>11 dress and look different, allows us to be a little closer to</p> <p>12 someone who may be committing an offense against the store</p> <p>13 in that moment by some of the other employees.</p> <p>14 So, again, that's all departments throughout the</p> <p>15 entire store.</p> <p>16 Q You said that you possibly recalled a female</p> <p>17 employee by the name of Eleanor.</p> <p>18 Do you recall if she told you that Kristina</p> <p>19 Mikhaylova was a married woman with children?</p> <p>20 A Not that I recall.</p> <p>21 Q And do you recall having a conversation with</p> <p>22 Eleanor, if you recall who she is, about Kristina being in a</p> <p>23 committed relationship?</p> <p>24 A No, I don't.</p> <p>25 I remember the name Eleanor because it's kind of</p>
<p>Page 49</p> <p>1 I'm pretty sure most of those employees at the</p> <p>2 time had seen -- I would sometimes ride my bike to work --</p> <p>3 one of my bikes to work, so there is a garage specifically</p> <p>4 for us up there or discounted garage, rather, and I'm</p> <p>5 certain that they have seen my motorcycles or my riding gear</p> <p>6 or any of those things, and they may have sparked a</p> <p>7 conversation.</p> <p>8 Q Okay. But that doesn't refresh your recollection</p> <p>9 if that woman that you saw before in the pictures, if that</p> <p>10 was who that person is?</p> <p>11 A No.</p> <p>12 Q Okay. So just going back to when you went into</p> <p>13 the departments, why would you stay in there for an extended</p> <p>14 period of time?</p> <p>15 A Well, there's --</p> <p>16 I don't know what "extended period of time" is.</p> <p>17 We'd visit all the departments. We'd talk to --</p> <p>18 For the ones that had their own or assigned</p> <p>19 security, we'd talk to those guys to make sure everything</p> <p>20 was okay, if they needed anything, that type of thing.</p> <p>21 Of course we are cordial to the employees, you</p> <p>22 know, if they need anything, they had anything to report,</p> <p>23 how the day is going, if they needed anything from us.</p> <p>24 But again, that's not really geared to just a</p> <p>25 handbag store, but to all 11 floors in the 59th Street</p>	<p>Page 51</p> <p>1 a unique name by comparison. So I do remember the name.</p> <p>2 The person, what she looks like, where she is,</p> <p>3 what department she works in, I'm not sure, but the name</p> <p>4 sounds familiar as in its uniqueness compared to most names.</p> <p>5 Q Do you remember a female employee that was</p> <p>6 Russian in the Chanel department?</p> <p>7 A I don't.</p> <p>8 MS. MENDOZA: I'm going to be moving on to the</p> <p>9 next part. I don't know if you want to take a break.</p> <p>10 I'm going to be asking -- moving to another section</p> <p>11 now. It's up to you.</p> <p>12 MR. FLOWERS: We're fine with going on.</p> <p>13 MS. MENDOZA: Keep going?</p> <p>14 MR. FLOWERS: Yes.</p> <p>15 BY MS. MENDOZA:</p> <p>16 Q All right. So just going back to the policies</p> <p>17 regarding sexual harassment, discrimination, did you -- you</p> <p>18 said that you believe that there was training when you</p> <p>19 started, correct, policies in training?</p> <p>20 A Yes.</p> <p>21 Q And did you conduct any training for any of the</p> <p>22 employees that you supervised regarding reporting sexual</p> <p>23 harassment, discrimination?</p> <p>24 A We may have had to review or, you know, inform</p> <p>25 our guys of some updates or something along those lines.</p>



<p>Page 52</p> <p>1 I honestly don't recall.</p> <p>2 MS. MENDOZA: Okay. I think if we have Bates</p> <p>3 stamped Exhibit 2, if we can put that on the screen,</p> <p>4 please.</p> <p>5 Yeah, we have --</p> <p>6 I uploaded documents as Exhibit 2. This will be</p> <p>7 Plaintiff's Exhibit 3, if you want to take a moment to</p> <p>8 look at that document, Mr. Booker.</p> <p>9 (Exhibit 3 was marked for identification.)</p> <p>10 MS. TIERNEY: Can you state the Bates for the</p> <p>11 record, Melissa?</p> <p>12 MS. MENDOZA: Yeah, it's BLM001021 to _1086.</p> <p>13 MR. FLOWERS: For the record, we can see about a</p> <p>14 half page of contents.</p> <p>15 MS. MENDOZA: Yeah, so if you can give them --</p> <p>16 I don't know if you want to have control or just</p> <p>17 let him know, and we'll keep moving down the screen.</p> <p>18 It's up to you if you want control of the document.</p> <p>19 MR. FLOWERS: That's fine.</p> <p>20 BY MS. MENDOZA:</p> <p>21 Q So just keep scrolling. Just take a full look at</p> <p>22 it. This is the Employee Handbook for 59th Street that was</p> <p>23 produced in this case, if you want to take a look through it</p> <p>24 first before I ask you questions on it.</p> <p>25 As he's scrolling through it, do you recall this</p>	<p>Page 54</p> <p>1 A It depends on the very specific situation.</p> <p>2 Q Okay. And can you elaborate?</p> <p>3 What do you mean by that?</p> <p>4 A If two good friends are having a conversation</p> <p>5 that I overhear, and they're comfortable with each other,</p> <p>6 and it's, you know, not outwardly inappropriate, then</p> <p>7 there's no reason to report them for a personal conversation</p> <p>8 that they were having based on their relationship.</p> <p>9 Q Okay. How can you tell if someone is</p> <p>10 uncomfortable?</p> <p>11 A Well, if you were --</p> <p>12 Well, if you're in their space, and they are</p> <p>13 joking and having a good time, and no one steps away or</p> <p>14 appears, you know, like they're uncomfortable or they have</p> <p>15 an issue or, you know, they're looking around for someone to</p> <p>16 help them in the situation, the assumption is that they are</p> <p>17 okay with that.</p> <p>18 And especially for us, the store knew who we</p> <p>19 were. If they had an issue, they're informed numerous times</p> <p>20 that they can report to us that information, or they can go</p> <p>21 right to HR, you know, or do the anonymous thing through the</p> <p>22 third party and say, hey, you know, this senior executive,</p> <p>23 blah, blah, blah, you know, mentioned that, or was around,</p> <p>24 and they may have overheard it. So there's, you know --</p> <p>25 To say every situation, every conversation is</p>
<p>Page 53</p> <p>1 document that you see in front of you?</p> <p>2 A It does look familiar.</p> <p>3 Q Okay. If you'd turn to --</p> <p>4 If you go to _1032, Bates stamp _1032. You can</p> <p>5 stop -- not go that far.</p> <p>6 This is regarding the sexual harassment policy.</p> <p>7 I just want to know if you recall seeing this.</p> <p>8 Do you recall seeing that?</p> <p>9 A Yes, it looks familiar.</p> <p>10 Q Okay. And do you recall if this was the policy</p> <p>11 that you're describing as to the sexual harassment policy</p> <p>12 that Bloomingdale's had while you were working there?</p> <p>13 A If it is what they provided for the time frame</p> <p>14 that I was there, then yes.</p> <p>15 Other than that, I don't know.</p> <p>16 MS. MENDOZA: So we can get off the screen.</p> <p>17 BY MS. MENDOZA:</p> <p>18 Q Do you recall what --</p> <p>19 Withdrawn.</p> <p>20 According to Bloomingdale's policies, would</p> <p>21 complimenting another female employee's body be considered</p> <p>22 sexual harassment?</p> <p>23 A I believe so, yeah.</p> <p>24 Q Okay. So if you heard someone complimenting</p> <p>25 another female's body, would you report that?</p>	<p>Page 55</p> <p>1 inappropriate is a bit much. I don't know everyone's</p> <p>2 relationship, but I just know outwardly signs that show that</p> <p>3 that relationship or that conversation is inappropriate and</p> <p>4 got to kind of leave it there.</p> <p>5 Q Okay. And according to Bloomingdale's policies,</p> <p>6 were there any comments that were off-limits?</p> <p>7 A Inappropriate comments, which is subjective to --</p> <p>8 for the most part subjective to the individuals and the</p> <p>9 conversation and those in earshot.</p> <p>10 So it's subjective.</p> <p>11 Q What do you mean by that?</p> <p>12 A Where me and Bruce may be having a conversation</p> <p>13 that we're okay with, you know. Our relationship is that we</p> <p>14 can say certain things or we can, you know, poke at each</p> <p>15 other about certain things, but someone who may not have a</p> <p>16 relationship may overhear that and think that --</p> <p>17 So it's subjective to the relationship,</p> <p>18 subjective to the people, subjective to the situation.</p> <p>19 Q My question is, were there any objective comments</p> <p>20 that were off limits that were inappropriate and you were</p> <p>21 not allowed to have at Bloomingdale's?</p> <p>22 A I think anything that, you know --</p> <p>23 Objectively, anything that is overtly harassing</p> <p>24 or demeaning, those are -- and that's both sexual or</p> <p>25 nonsexual, those are inappropriate.</p>

<p>Page 56</p> <p>1 Q Okay. Can you give an example?</p> <p>2 A If a customer came in the store and, as you put</p> <p>3 it, complimented on or spoke outwardly about a woman's body,</p> <p>4 you know, that would be inappropriate.</p> <p>5 Q Okay. And what about talking about --</p> <p>6 So would you consider then talking about cheating</p> <p>7 or affairs or relationships, that's all subjective and</p> <p>8 personal to the relationship?</p> <p>9 A I think during work times those are conversations</p> <p>10 that shouldn't happen on the clock, if people are having</p> <p>11 those conversations. And so in that aspect, yes, that</p> <p>12 wouldn't be a work conversation or appropriate for work.</p> <p>13 Regardless of the relationship, it's a private conversation</p> <p>14 that they shouldn't be having while they're on the clock.</p> <p>15 Q Would you consider that sexual harassment?</p> <p>16 A Consider what sexual harassment?</p> <p>17 Q Inquiring or asking questions about another</p> <p>18 employee's relationships.</p> <p>19 MR. FLOWERS: Objection to form. You can answer.</p> <p>20 A State it again, please.</p> <p>21 BY MS. MENDOZA:</p> <p>22 Q Yeah, so is asking another person about another</p> <p>23 person's relationship, intimate relationship with a</p> <p>24 significant other, is that a form of sexual harassment</p> <p>25 according to Bloomingdale's policies?</p>	<p>Page 58</p> <p>1 considered a sexual advance under the Bloomingdale's</p> <p>2 policies?</p> <p>3 A A very overt one could be just, like I say, maybe</p> <p>4 one employee, male or female, touches another employee in</p> <p>5 the groin area.</p> <p>6 Q Okay. You said that you transferred to the Short</p> <p>7 Hills Bloomingdale's, right, in 2017; is that correct?</p> <p>8 A I believe that's --</p> <p>9 I believe it was 2017, yes.</p> <p>10 Q Okay. Why did you transfer?</p> <p>11 A We just did --</p> <p>12 So they did a small reorganization.</p> <p>13 Bloomingdale's did a small reorganization throughout the</p> <p>14 Bloomingdale's stores. So we moved me to the New Jersey</p> <p>15 store as they now had holes in their senior staff.</p> <p>16 Q So you were recommended to go to Short Hills?</p> <p>17 A Correct.</p> <p>18 Q Okay. Who recommended that you go there?</p> <p>19 A I don't remember. Probably conversations between</p> <p>20 Fred and the corporate office.</p> <p>21 Q Do you recall when that was?</p> <p>22 A When what was?</p> <p>23 Q Your transfer, or the discussions.</p> <p>24 A Discussions I was part of. I was informed it was</p> <p>25 part of the reorg, and then I believe I left, you know,</p>
<p>Page 57</p> <p>1 MR. FLOWERS: Objection to form.</p> <p>2 A It could be.</p> <p>3 BY MS. MENDOZA:</p> <p>4 Q Okay. And is any touching, according to --</p> <p>5 Any physical touch, according to the</p> <p>6 Bloomingdale's policies, is that considered sexual</p> <p>7 harassment, intimidation?</p> <p>8 A Any touch, no. There's a --</p> <p>9 Obviously there's a gray area there where, you</p> <p>10 know, an innocent touch or inappropriate touch, where that</p> <p>11 line is.</p> <p>12 So, again, it could be based on the very specific</p> <p>13 circumstances.</p> <p>14 Q Okay. Can you give me an example of an innocent</p> <p>15 touch?</p> <p>16 A An innocent touch could be hello/good-bye hug or</p> <p>17 handshake or pat on the back.</p> <p>18 Q And inappropriate?</p> <p>19 A Maybe grabbing someone in their groin area or</p> <p>20 things like that.</p> <p>21 Q Okay. During your employment at Bloomingdale's,</p> <p>22 did you ever see anyone make any sexual advances on another</p> <p>23 employee?</p> <p>24 A Not that I recall.</p> <p>25 Q Can you give an example of what would be</p>	<p>Page 59</p> <p>1 shortly after that.</p> <p>2 Q So you were informed --</p> <p>3 Do you recall if it was the summer?</p> <p>4 A I don't. I don't recall.</p> <p>5 Q Is there any document that would help you to</p> <p>6 remember when you transferred?</p> <p>7 A I don't think so.</p> <p>8 Maybe in the corporate office, but no.</p> <p>9 Q Okay. And you said that shortly after you</p> <p>10 arrived at the Short Hills location, you left.</p> <p>11 Were you let go then?</p> <p>12 A It wasn't shortly. I was there a while.</p> <p>13 How long that while is, I don't recall.</p> <p>14 And they did a second reorg, so I assume it was</p> <p>15 probably a year later in business terms.</p> <p>16 When they restructured, my regional boss, which I</p> <p>17 forget his last name, but Michael, I believe he had the New</p> <p>18 Jersey/PA stores, and I was sitting at the flagship store</p> <p>19 for that region, and during the reorg --</p> <p>20 Whatever they worked out between him and</p> <p>21 corporate, he wanted to be at the store he was at, and I had</p> <p>22 the flagship store that I was sitting at. So during the</p> <p>23 reorg, he needed to be at my store per the corporate office.</p> <p>24 I forget the options I had, but either way I had</p> <p>25 to leave, and one of the options was to take a severance</p>

<p>1 package, and I was happy to leave the East Coast, so I did.</p> <p>2 Q Were you replaced by that gentleman that you're</p> <p>3 talking about?</p> <p>4 A Yes. So Michael was my boss once I left New</p> <p>5 York. He was the boss for all of New Jersey and PA.</p> <p>6 I wouldn't necessarily replace. I was sitting at</p> <p>7 his store where he should have been. So they required him</p> <p>8 to be at his store, so I had to leave.</p> <p>9 Q So you said you had to leave no matter what; is</p> <p>10 that correct?</p> <p>11 A Correct.</p> <p>12 Q Why did you have to leave no matter what?</p> <p>13 A Because the flagship store for the company at</p> <p>14 59th Street has 2000 some employees. The store at Short</p> <p>15 Hills is maybe 100, 150 employees. It's an anchor store for</p> <p>16 the mall there.</p> <p>17 We're both senior executives, even though he's a</p> <p>18 regional, if you will, so there's just not space.</p> <p>19 Economically in business, it doesn't make sense to have two</p> <p>20 senior personnel at that store without the footprint or need</p> <p>21 for us both to be there.</p> <p>22 Q Okay. But could you have taken any other</p> <p>23 position within Bloomingdale's?</p> <p>24 A I don't recall what the offer was with them.</p> <p>25 I do recall that I couldn't remain at the store,</p>	<p>Page 60</p> <p>1 executives, I moved to New Jersey, and it just worked out</p> <p>2 for everyone.</p> <p>3 A year later, as they continued to make</p> <p>4 operations more efficient as a company, they needed the</p> <p>5 regional boss to sit at the store that I was sitting at,</p> <p>6 which means that I had to leave.</p> <p>7 Q Right.</p> <p>8 So when you say a year later, because it sounds</p> <p>9 like it's all within the same year, but then you're saying</p> <p>10 it's a year later, so that's where I'm getting a little</p> <p>11 confused.</p> <p>12 So what do you mean by a year later?</p> <p>13 A So I say year later just specifically in business</p> <p>14 terms in that in any reorganization. So companies don't do</p> <p>15 reorganizations multiple times a year unless something is</p> <p>16 going really bad.</p> <p>17 So, yes, they may do one per calendar year,</p> <p>18 fiscal year, every three years, but those were the</p> <p>19 circumstances that caused me to leave New York, and</p> <p>20 ultimately those were the circumstances for the next</p> <p>21 evolution or next phase.</p> <p>22 However, it was set up, I'm not sure. That's a</p> <p>23 conversation you have to have with the corporate office.</p> <p>24 But there was a next step and a next step that required the</p> <p>25 regional boss to be at the flagship store, which I sat at.</p>
<p>Page 61</p> <p>1 and I was more than happy to accept the severance package so</p> <p>2 I could leave the East Coast.</p> <p>3 Q Okay. And you said that was --</p> <p>4 Would you say that was before --</p> <p>5 Would you say that was at some point between</p> <p>6 January -- well, January 2017 to December 2017, so before</p> <p>7 2018?</p> <p>8 A Possibly. I'm not sure. I believe I was still</p> <p>9 up there in early 2018. I don't recall the exact dates,</p> <p>10 however.</p> <p>11 Q Okay. Just to be clear, they had a</p> <p>12 reorganization at the 59th Street location or at the New</p> <p>13 Jersey -- when you transferred to the New Jersey location?</p> <p>14 Was it the reorganization that started at the New</p> <p>15 Jersey location?</p> <p>16 A So, it was several years. So the reorg was</p> <p>17 corporate, so it's company-wide. And as I said, they did</p> <p>18 the reorganization throughout the company. And all the</p> <p>19 stores that they moved around, there were holes now in the</p> <p>20 New Jersey/PA market, and we're kind of heavy, for good</p> <p>21 reason, at the 59th Street.</p> <p>22 I believe I was the most junior senior executive,</p> <p>23 so that may have played a part in it, and I believe I was</p> <p>24 probably already living in Jersey at this point.</p> <p>25 So as there were holes there for senior</p>	<p>Page 62</p> <p>1 Q Were you opposed to the transfer to the Short</p> <p>2 Hills location?</p> <p>3 A I don't believe so. I believe I was already</p> <p>4 living in New Jersey at that time, so it was going across</p> <p>5 the tunnel or the bridge or the train across the waters, you</p> <p>6 know, not the cheapest thing, so I imagine that I wasn't too</p> <p>7 upset about it.</p> <p>8 Q Okay. Did anyone else --</p> <p>9 Was anyone else transferred at the time?</p> <p>10 A Not right when I was. I believe Chris left</p> <p>11 shortly after I did. As far as my peers, I don't believe</p> <p>12 so.</p> <p>13 Q What about when you --</p> <p>14 I understand that your position was -- not that</p> <p>15 you were replaced, but the person that you were in the</p> <p>16 position for had to come now to take over.</p> <p>17 Was anyone else let go or transferred or moved</p> <p>18 from their position besides you?</p> <p>19 A Yeah, so it was a big reorg. I remember some</p> <p>20 people moving around in the other Manhattan stores and the</p> <p>21 Boston area.</p> <p>22 Who they were specifically, I don't recall what</p> <p>23 happened with the rest of the company. I'm not sure. I</p> <p>24 know some stories were closed after the reorg out west, but</p> <p>25 I don't recall the specifics.</p>

<p>Page 64</p> <p>1 Q This is 2017; right?</p> <p>2 A Yes.</p> <p>3 Q Could you be transferred --</p> <p>4 Could you have been transferred to a</p> <p>5 Bloomingdale's or Macy's in Texas?</p> <p>6 A Macy's, yes.</p> <p>7 Bloomingdale's, no.</p> <p>8 Again, I don't remember the full offer. Again, I</p> <p>9 was excited to be able to receive a severance package, and I</p> <p>10 was excited to, you know, move back South. So that was my</p> <p>11 choice when I heard and, you know, that's kind of what that</p> <p>12 was.</p> <p>13 Q Okay. And at that point were there any</p> <p>14 conversations --</p> <p>15 Did you have any conversations regarding any</p> <p>16 complaints against you by any female employees?</p> <p>17 A No.</p> <p>18 Q Okay. And when you --</p> <p>19 When you went to Texas, that's when you</p> <p>20 started working for -- you created your own company;</p> <p>21 correct?</p> <p>22 A Correct.</p> <p>23 Q Trident, okay.</p> <p>24 Did Bloomingdale's agree --</p> <p>25 Withdrawn.</p>	<p>Page 66</p> <p>1 against or claims against you; is that correct?</p> <p>2 A That's correct.</p> <p>3 Q And when you say "before this deposition," do you</p> <p>4 mean before the subpoena -- you received the subpoena?</p> <p>5 A Before I talked to the attorneys, I didn't know</p> <p>6 that there was any claim against me of any type.</p> <p>7 Q Okay. And when you learned about the claims --</p> <p>8 Do you know the specific claims that were made</p> <p>9 against you?</p> <p>10 A I don't.</p> <p>11 MS. MENDOZA: Okay. So just give me five</p> <p>12 minutes. We're going to upload --</p> <p>13 I'm going to go on to this document, and then I</p> <p>14 should be done within the next 30 minutes unless,</p> <p>15 Betty, you have questions.</p> <p>16 If we could just take a 10-minute break.</p> <p>17 (Recess was taken.)</p> <p>18 MS. MENDOZA: If we can introduce the Amended</p> <p>19 Complaint Plaintiff's Exhibit 4.</p> <p>20 (Exhibit 4 was marked for identification.)</p> <p>21 Q Take a moment to look at that document.</p> <p>22 MS. MENDOZA: Do you want to have control over</p> <p>23 the document, or would you rather him attempt to scroll</p> <p>24 it?</p> <p>25 MR. FLOWERS: I don't have control over it here,</p>
<p>Page 65</p> <p>1 Did you have a letter of reference or</p> <p>2 recommendation from Bloomingdale's after you left?</p> <p>3 A I believe I remember my bosses letting me know</p> <p>4 that if I needed one, they could give me one, a letter of</p> <p>5 recommendation.</p> <p>6 I think there's a Bloomingdale's policy that they</p> <p>7 don't actually give that, but I think my former bosses would</p> <p>8 give me a personal -- I believe we had a conversation where</p> <p>9 they'd give me a personal recommendation -- you know, letter</p> <p>10 of recommendation or reference for any future employment</p> <p>11 past when I actually left Bloomingdale's.</p> <p>12 Q Who was that specifically?</p> <p>13 A I believe both Fred and Michael.</p> <p>14 Q Okay. What's Michael's last name?</p> <p>15 Did you say it already?</p> <p>16 A I don't recall. Michael --</p> <p>17 Yeah, I don't recall what his last name is.</p> <p>18 Q Okay. Did you learn that anyone --</p> <p>19 Withdrawn.</p> <p>20 Did you know that a former female employee of</p> <p>21 Bloomingdale's was making sexual harassment claims against</p> <p>22 you?</p> <p>23 A Not until this deposition.</p> <p>24 Q Okay. So before this deposition, you did not</p> <p>25 know that a former employee was making a complaint</p>	<p>Page 67</p> <p>1 so I guess we need to scroll it.</p> <p>2 Of course, you know, it's not realistic that</p> <p>3 Mr. Booker is going to be able to read it as it goes.</p> <p>4 It looks like it's very long.</p> <p>5 BY MS. MENDOZA:</p> <p>6 Q The question, Mr. Booker, this is the Amended</p> <p>7 Complaint in front of you.</p> <p>8 Have you seen this document before?</p> <p>9 I'll scroll from top to bottom to refresh. If</p> <p>10 you have seen this document before, let me know.</p> <p>11 A I don't believe I've seen that.</p> <p>12 Q Okay. And at the top there it says, "Case Number</p> <p>13 1:19-cv-08927-GBD Document 21 filed January 10, 2020."</p> <p>14 Do you see that at the top there?</p> <p>15 A Yes.</p> <p>16 Q Okay. And you can keep going down to the very</p> <p>17 end.</p> <p>18 Just going through this, again, you do not recall</p> <p>19 seeing this document; correct?</p> <p>20 A No.</p> <p>21 Q Okay. All right. So this is Plaintiff's filed</p> <p>22 Amended Complaint, and we can go back to the top.</p> <p>23 Before we go to this, let's go to --</p> <p>24 I think the video has been uploaded, so we'll go</p> <p>25 to the first video.</p>



<p>Page 68</p> <p>1 Again, this is trying to refresh your 2 recollection as to who Kristina Mikhaylova is, the Plaintiff 3 in this case, but this is marked "Confidential," so this is 4 confidential. Please do not disclose this to anyone. 5 We can do the first video, the _2180. Again, 6 this is a video that was produced in this case. 7 But taking the pictures that you've seen earlier 8 today and now this video, do you recall who Kristina 9 Mikhaylova is? 10 A I do not. 11 Q Okay. Is there any document or anything that 12 could help you to refresh your recollection who she was or 13 who she is? 14 MR. FLOWERS: Objection to form. 15 A Not that I'm aware of. 16 MS. MENDOZA: Okay. So let's try the next video, 17 _2181, please. 18 MR. FLOWERS: Are these marked as exhibits? 19 MS. MENDOZA: Would you want them to be marked as 20 exhibits? 21 MS. TIERNEY: The content, I'm not particularly 22 concerned that there's any secrets being revealed. I 23 think we marked it "Confidential" just because it was 24 of your client, and we didn't want that on the Internet 25 or something, but it's up to you.</p>	<p>Page 70</p> <p>1 And you don't recall speaking to that female that 2 you just saw in the video; is that correct? 3 A That's correct. 4 Q Nor in the photos you saw earlier, correct, you 5 don't recall speaking to that person? 6 A That's correct. 7 Q All right. We can go back to Plaintiff's 8 Exhibit 4, the Amended Complaint, and we'll turn to page 7. 9 Again, that woman you saw on the screen, Kristina 10 Mikhaylova, former employee of Bloomingdale's, is making 11 these accusations or is stating that this is what happened, 12 so I'm going to be reading her Amended Complaint now that's 13 in front of you, page 7. 14 So we'll start at paragraph 37. "Around 15 October of 2016, Defendant Booker of Defendants' Loss 16 Prevention Unit began to sexually pursue Plaintiff Kristina 17 Mikhaylova by unnecessarily appearing at Plaintiff's work 18 station uninvited. Defendant Booker's sexual advances made 19 Plaintiff overtly uncomfortable." 20 Is that a true statement? 21 A No. 22 Q Why not? 23 A Because it is an untrue statement. 24 Q What makes it untrue? 25 A It's a lie. Those didn't happen. The incident</p>
<p>Page 69</p> <p>1 If you don't mind having it marked, I don't, but 2 if you don't want it marked, I don't know that it needs 3 to be. 4 You've identified them by their Bates number and 5 so we can, you know, find them if we need to. 6 MS. MENDOZA: We'll mark this. We'll mark it, so 7 5 and 6, I think. 8 (Exhibit 5 was marked for identification.) 9 (Exhibit 6 was marked for identification.) 10 BY MS. MENDOZA: 11 Q Does that refresh your recollection who that is? 12 A It does not. 13 Q Looking at the video again, this doesn't refresh 14 your recollection? 15 A It does. 16 MS. MENDOZA: Okay. We can get off the screen 17 now. Thank you. 18 BY MS. MENDOZA: 19 Q Do you recall speaking to a female by the name of 20 Kristina during your tenure -- female employee of the Chanel 21 department during your tenure at Bloomingdale's? 22 A I don't recall speaking to a female employee by 23 the name of Kristina. But I do recall, yes, speaking to 24 both female and male employees at Chanel. 25 Q Right.</p>	<p>Page 71</p> <p>1 didn't happen. 2 Q Okay, because why? 3 MR. FLOWERS: Objection to form. 4 A Because what I'm being accused of is not 5 something that happened. 6 BY MS. MENDOZA: 7 Q Okay. So you did not -- 8 Did you sexually pursue the woman in the video, 9 Kristina Mikhaylova, or the photos you saw earlier? 10 A No, I did not. 11 MR. FLOWERS: Objection to form. 12 BY MS. MENDOZA: 13 Q Okay. And around October 2016 -- 14 Look at that paragraph, though. 15 Around October of 2016, were you -- you were an 16 employee of Bloomingdale's in the Loss Prevention Unit; is 17 that correct? 18 MR. FLOWERS: Objection to form. 19 A Yes, I was a senior executive in asset 20 protection. 21 BY MS. MENDOZA: 22 Q Okay. All right. Well, turn now to the 23 paragraph -- next paragraph of the filed Amended Complaint. 24 "At the same time, Defendant Booker made sexual 25 innuendos towards Plaintiff's commenting on Plaintiff's</p>

<p>Page 72</p> <p>1 buttocks and appearances."</p> <p>2 Is that a true statement?</p> <p>3 A It is not.</p> <p>4 Q Why not?</p> <p>5 A Because, again what I'm being accused of is not</p> <p>6 what happened.</p> <p>7 Q Okay. So did you comment on any female</p> <p>8 employee's buttocks or appearances?</p> <p>9 A No.</p> <p>10 Q Okay. Paragraph 39, "Defendant Booker</p> <p>11 unwelcomingly touched Plaintiff's arm when he spoke to her</p> <p>12 and regularly stood uncomfortably close to Plaintiff on</p> <p>13 purpose."</p> <p>14 Is that a true statement?</p> <p>15 A No.</p> <p>16 Q And why not?</p> <p>17 A Again, what I'm being accused of is not accurate</p> <p>18 or true.</p> <p>19 Q Okay. Is that because you don't recall who</p> <p>20 Kristina Mikhaylova is?</p> <p>21 A It's not because I don't recall who Kristina</p> <p>22 Mikhaylova is.</p> <p>23 It's because I wouldn't dare put myself in this</p> <p>24 position with any employee.</p> <p>25 Q Okay. And what do you mean, "in this position"?</p>	<p>Page 74</p> <p>1 A No.</p> <p>2 MR. FLOWERS: Objection to form.</p> <p>3 BY MS. MENDOZA:</p> <p>4 Q Okay. And paragraph 42, "Around the same time,</p> <p>5 another employee of the Defendants' Loss Prevention Unit</p> <p>6 told Plaintiff, 'how can you run with that ass.' Defendant</p> <p>7 Booker and other employees in the Loss Prevention Unit</p> <p>8 frequently called Plaintiff over to ogle at her buttocks."</p> <p>9 Is that a true statement?</p> <p>10 MR. FLOWERS: Objection to form.</p> <p>11 A No.</p> <p>12 BY MS. MENDOZA:</p> <p>13 Q Did you --</p> <p>14 Do you recall looking at any female's buttocks</p> <p>15 during your employment?</p> <p>16 A No.</p> <p>17 Q Do you recall talking about anyone else's -- any</p> <p>18 female employee's buttocks with any of the other security</p> <p>19 guards?</p> <p>20 A No.</p> <p>21 Q And do you recall hearing anyone say, "How can</p> <p>22 you run with that ass"?</p> <p>23 A No, I did not.</p> <p>24 Q Okay. Do you recall hearing anyone in the</p> <p>25 security loss prevention, asset protection department making</p>
<p>Page 73</p> <p>1 A For someone to later say that they were --</p> <p>2 something was unwelcome that I did to them sexually.</p> <p>3 Q Okay. The next paragraph, paragraph 40, "Between</p> <p>4 October of 2016 and late March 2017 Defendant Booker made</p> <p>5 unconcealed, unwelcomed sexual advances toward Plaintiff</p> <p>6 such that Plaintiff's female co-workers and former security</p> <p>7 guards commented on Booker's inappropriate behavior."</p> <p>8 Is that a true statement?</p> <p>9 MR. FLOWERS: Objection to form.</p> <p>10 A It is not.</p> <p>11 BY MS. MENDOZA:</p> <p>12 Q Okay. Did you make, during --</p> <p>13 Between October 2016 and late March 2017, were</p> <p>14 you employed at the Bloomingdale's 59th Street location?</p> <p>15 A I can't say the date for sure for March of '17.</p> <p>16 I'm not sure when I transferred to New Jersey.</p> <p>17 So I'm not sure if I was still at 59th Street</p> <p>18 during that time.</p> <p>19 Q Okay. And did you make any sexual advances on a</p> <p>20 female employee at the 59th Street location?</p> <p>21 A No.</p> <p>22 Q Paragraph 41, turning back to Plaintiff's</p> <p>23 Exhibit 4, "Plaintiff repeatedly denied Booker's sexual</p> <p>24 advances."</p> <p>25 Is that a true statement?</p>	<p>Page 75</p> <p>1 any comment about a female employee's buttocks?</p> <p>2 A No, I don't.</p> <p>3 Q And that's all the questions --</p> <p>4 Actually, withdrawn.</p> <p>5 We can get off the screen. This question is for</p> <p>6 the Amended Complaint.</p> <p>7 Have you understood all the questions I've asked</p> <p>8 you today?</p> <p>9 MR. FLOWERS: Objection to form.</p> <p>10 A Yes.</p> <p>11 BY MS. MENDOZA:</p> <p>12 Q Would you like to change any of your prior</p> <p>13 answers today?</p> <p>14 A No.</p> <p>15 MS. MENDOZA: Okay's. And then that's all the</p> <p>16 questions that I have.</p> <p>17 MS. TIERNEY: Mr. Booker, thank you so much for</p> <p>18 your time today. I have nothing for you, unless your</p> <p>19 counsel has questions that he wants to pose, but I have</p> <p>20 nothing.</p> <p>21 MR. FLOWERS: We'll reserve our questions until</p> <p>22 time of trial.</p> <p>23 MS. MENDOZA: Thank you all for your patience.</p> <p>24 (Whereupon, the deposition was concluded at</p> <p>25 1:03 p.m.)</p>

## 1 CERTIFICATE

2 I, Gina Williams, Registered Professional Court  
3 Reporter, do certify that the above deposition was reported  
4 by me and that the foregoing transcript is a true and  
5 accurate record to the best of my knowledge, skills, and  
6 ability.

7 I further certify that I am not an employee of  
8 counsel or any of the parties, nor a relative or employee of  
9 any attorney or counsel connected with the action, nor  
10 financially interested in the action.

11 Subscribed and sworn to before me when taken this  
12 3rd day of March, 2023.

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15 GINA WILLIAMS, RPR, CRR  
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## ACKNOWLEDGMENT OF DEPONENT

I, BOBBY BOOKER, do hereby certify that I have read the foregoing pages and that the same is a correct transcription of the answers given by me to the questions therein propounded, except for the corrections or changes in form or substance, if any, noted in the attached Errata Sheet.

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BOBBY BOOKER

Date

Subscribed and sworn to before me this

\_\_\_ day of \_\_\_, 2023.

My commission expires:\_\_\_\_\_

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Notary Public



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2			ERRATA
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<b>2017 (14)</b>	<b>901 (1)</b>	<b>answers (2)</b>	<b>began (1)</b>
<b>2017/2018 (1)</b>	<b>9631 (2)</b>	<b>apologize (1)</b>	<b>beginning (1)</b>
<b>2018 (4)</b>	<b>&lt; A &gt;</b>	<b>appearances (2)</b>	<b>behalf (2)</b>
<b>2019 (6)</b>	<b>A&amp;M (1)</b>	<b>appearing (1)</b>	<b>behavior (1)</b>
<b>2020 (4)</b>		<b>appears (1)</b>	<b>believe (47)</b>
<b>2021 (1)</b>		<b>ApplePay (1)</b>	<b>best (1)</b>
<b>2023 (4)</b>		<b>apply (1)</b>	<b>better (1)</b>
		<b>appropriate (1)</b>	<b>BETTY (2)</b>
		<b>approving (1)</b>	<b>betty.tierney@macys.c</b>
		<b>area (5)</b>	<b>om (1)</b>
		<b>areas (1)</b>	<b>bflowers@krcl.com</b>
		<b>arm (1)</b>	



(1)	caused (2)	communicate (2)	COURT (4)
big (8)	causing (1)	communicated (1)	courtroom (1)
bike (1)	CEO (3)	communication (1)	cover (1)
bikes (1)	certain (4)	companies (2)	co-workers (5)
birth (2)	CERTIFICATE (1)	company (17)	create (1)
birthday (1)	Certified (2)	company-wide (1)	created (2)
birthdays (1)	certify (3)	compared (1)	creating (1)
bit (2)	chain (1)	comparison (1)	credit (1)
blah (3)	Chanel (21)	Complaint (11)	crime (5)
BLM001021 (2)	Chanel's (1)	complaints (1)	crimes (1)
BLOOMINGDALE'S (68)	change (1)	completed (1)	criminal (1)
	CHANGE/REASON (1)	completely (2)	CRR (1)
Bloomingdale's/Macy's (1)	changes (2)	compliment (2)	cubicle (1)
BOBBY (9)	chart (1)	complimented (1)	curious (1)
body (5)	cheapest (1)	complimenting (2)	current (4)
BOOKER (20)	cheating (2)	concerned (1)	currently (1)
Booker's (3)	check (3)	concluded (1)	customer (4)
boss (7)	children (2)	condition (1)	customers (5)
bosses (2)	choice (1)	conduct (1)	cut (2)
Boston (1)	Chris (3)	confidential (4)	< D >
bottom (1)	Christopher (2)	confused (1)	Dahan (1)
break (4)	circumstances (3)	connected (1)	daily (10)
bridge (1)	claim (1)	consider (3)	Dallas (8)
bring (3)	claims (4)	considered (3)	dare (1)
broken (1)	CLARITY (1)	contact (1)	date (3)
BRUCE (2)	clear (1)	content (1)	dates (1)
building (1)	client (2)	contents (1)	day (11)
business (4)	clock (2)	continued (1)	deal (1)
buttocks (6)	close (3)	continues (1)	December (1)
buying (1)	closed (1)	control (6)	deem (1)
< C >	closer (2)	conversation (13)	defendant (7)
calendar (1)	clothing (1)	conversations (15)	Defendants (5)
call (1)	Coast (3)	copy (1)	definitely (1)
called (3)	COLEMAN (1)	cordial (2)	degree (1)
camera (1)	college (2)	cordially (2)	degrees (3)
cameras (3)	come (6)	corporate (14)	demeaning (1)
capacity (1)	comes (2)	Corps (2)	denied (1)
capital (1)	comfortable (1)	correct (45)	Dennis (1)
Captioner (1)	coming (1)	corrections (1)	department (30)
cards (1)	commencing (1)	correspond (3)	departments (8)
Carolina (1)	comment (2)	corresponded (1)	depending (1)
CASE (10)	commented (1)	corresponding (1)	depends (2)
cases (1)	commenting (1)	corroborate (1)	DEPONENT (1)
Castellani (3)	comments (3)	Counsel (5)	deposed (1)
Cathy (2)	commission (1)	count (1)	DEPOSITION (14)
cause (1)	committed (1)	countless (1)	DEREK (1)
	committing (1)	couple (1)	describe (1)
	common (1)	course (4)	describing (1)
		courses (1)	

desk (2)  
 details (1)  
 determines (1)  
 Diaz (1)  
 difference (1)  
 differences (1)  
 different (2)  
 difficulties (1)  
 DIRECT (3)  
 directly (2)  
 disciplinary (3)  
 disclose (2)  
 discount (4)  
 discounted (1)  
 discovery (1)  
 discretion (1)  
 discrimination (5)  
 discuss (3)  
 discussed (2)  
 discussing (1)  
 discussions (2)  
 DISTRICT (2)  
 diverter (2)  
 diverters (2)  
 divorce (4)  
 document (12)  
 documents (2)  
 doing (4)  
 door (2)  
 doors (1)  
 dress (1)  
 due (1)  
 duly (1)  
 duties (2)

## &lt; E &gt;

earlier (3)  
 Early (2)  
 earshot (1)  
 east (4)  
 Eastern (1)  
 Economically (1)  
 educational (1)  
 efficient (1)  
 efforts (1)  
 either (8)  
 elaborate (3)  
 Eleanor (6)  
 else's (1)

e-mail (1)  
 employed (1)  
 Employee (32)  
 employees (45)  
 employee's (5)  
 employer (2)  
 employers (2)  
 employment (10)  
 entering (1)  
 entire (5)  
 entities (1)  
 Errata (2)  
 especially (2)  
 ESQUIRE (3)  
 Essentially (3)  
 et (1)  
 Eunice (1)  
 evaluation (1)  
 events (1)  
 Everett (1)  
 everyone's (1)  
 evolution (1)  
 exact (1)  
 Examination (2)  
 example (3)  
 excited (2)  
 executive (9)  
 executives (7)  
 Exhibit (21)  
 exhibits (2)  
 existence (1)  
 expense (1)  
 expenses (1)  
 expensive (1)  
 expires (1)  
 explain (3)  
 exploring (1)  
 extended (2)  
 extent (1)  
 external (15)  
 externally (1)

## &lt; F &gt;

familiar (6)  
 far (10)  
 female (30)  
 females (1)  
 female's (2)  
 figure (1)

filed (4)  
 financial (2)  
 financially (1)  
 find (1)  
 finding (1)  
 fine (3)  
 fire (4)  
 fired (4)  
 firing (2)  
 first (6)  
 fiscal (1)  
 five (2)  
 five-minute (1)  
 flagship (4)  
 floor (2)  
 floors (2)  
 FLOWERS (19)  
 focus (4)  
 focused (2)  
 follow (1)  
 follows (1)  
 footprint (1)  
 foregoing (2)  
 forget (3)  
 form (13)  
 formal (1)  
 former (7)  
 founded (1)  
 frame (3)  
 fraud (4)  
 Fred (4)  
 frequently (1)  
 friendly (3)  
 friends (2)  
 front (5)  
 full (4)  
 fully (2)  
 further (4)  
 future (1)

## &lt; G &gt;

garage (2)  
 gear (1)  
 geared (1)  
 General (1)  
 generally (3)  
 gentleman (1)  
 getting (2)  
 Gillian (9)

Gina (3)  
 Give (10)  
 given (4)  
 giving (1)  
 go (30)  
 goes (2)  
 going (29)  
 Good (9)  
 grabbing (1)  
 graduate (2)  
 gray (1)  
 Green (2)  
 greet (2)  
 groin (2)  
 ground (2)  
 GROUP (3)  
 guards (2)  
 Gucci (1)  
 guess (3)  
 guys (3)  
 < H >  
 half (1)  
 Hall (2)  
 handbag (3)  
 Handbook (3)  
 handful (1)  
 handle (2)  
 handled (2)  
 handles (1)  
 handling (2)  
 handshake (1)  
 hang (1)  
 hanging (2)  
 happen (9)  
 happened (7)  
 happening (3)  
 happens (3)  
 happy (5)  
 harassing (1)  
 harassment (16)  
 haul-outs (1)  
 head (1)  
 headquarters (1)  
 healthy (1)  
 heard (2)  
 hearing (2)  
 heavy (1)  
 hello/good-bye (1)

help (7)	internal (9)	late (2)	Marine (2)
helping (1)	internally (3)	LAW (3)	marital (1)
hey (1)	Internet (1)	lawsuit (1)	mark (2)
high (1)	interstate (1)	leads (1)	marked (12)
high-dollar (7)	interview (3)	learn (1)	market (1)
higher-position (2)	interviews (3)	learned (1)	MARKS (1)
high-risk (1)	intimate (1)	leave (15)	marriage (4)
Hill (2)	intimidation (1)	left (20)	marriages (1)
Hills (9)	introduce (1)	LEGAL (3)	married (14)
hired (3)	investigate (4)	legitimately (1)	marry (1)
hitting (2)	investigated (4)	letter (3)	matter (2)
holes (3)	investigating (2)	letting (1)	MBA (1)
home (5)	investigation (4)	lie (1)	mean (10)
honestly (2)	investigations (16)	life (1)	means (1)
hourly (3)	involved (8)	limits (1)	media (1)
hours (2)	involving (1)	line (3)	medication (2)
house (1)	Irreconcilable (1)	lines (1)	MELISSA (4)
HR (12)	issue (7)	little (3)	melissa@dereksmithla
hug (3)	items (1)	live (7)	w.com (1)
hugging (1)	its (1)	lived (4)	MENDOZA (46)
human (9)		living (9)	mental (1)
	< J >	locate (1)	mentioned (2)
< I >	January (4)	location (12)	Michael (4)
idea (1)	Jersey (19)	LOGAN (1)	Michael's (1)
identification (6)	Jersey/PA (2)	Logistics (4)	Mid-2000s (1)
identified (2)	jewelry (2)	long (9)	MIKHAYLOVA (18)
III (1)	job (4)	look (10)	military (1)
imagine (2)	joking (1)	looked (2)	mind (2)
impair (1)	judge (2)	looking (3)	minimal (1)
important (1)	junior (1)	lookout (1)	minimizing (2)
inappropriate (10)	jury (1)	looks (3)	minutes (3)
incentivize (1)		Loss (14)	missed (1)
incident (1)	< K >	lot (6)	Missouri (1)
incidents (1)	KANE (1)	Louis (2)	mistaken (3)
includes (1)	keep (5)	lower-position (2)	moment (9)
individual (3)	Kendra (3)		monitor (1)
individuals (1)	Kerrville (1)	< M >	monitored (1)
infidelity (2)	key (1)	Macy's (10)	monitoring (2)
inform (1)	kind (7)	Main (1)	months (1)
information (10)	knew (2)	maintain (2)	morning (2)
informed (3)	know (75)	making (7)	motorcycles (5)
initial (1)	knowledge (1)	male (4)	move (3)
initially (3)	KRISTINA (25)	mall (1)	moved (6)
innocent (3)		manager (6)	moving (5)
innuendos (1)	< L >	managers (3)	multiple (2)
Inquiring (1)	lady (1)	managing (1)	
interacted (1)	laid (3)	Manhattan (4)	< N >
interaction (1)	large (7)	manpower (1)	name (20)
interested (1)	larger (1)	MARCH (6)	named (2)



names (2)	overhear (2)	Plaintiff's (12)	purpose (1)
NECESSARILY (2)	overheard (1)	played (1)	purposes (1)
need (7)	overlap (1)	Plaza (2)	pursue (2)
needed (5)	oversight (1)	please (5)	put (5)
needs (3)	overt (1)	PLLC (1)	
NEW (27)	overtime (1)	point (9)	< Q >
newer (1)	overtly (2)	poke (1)	quantities (1)
nonsexual (1)		police (1)	quarterly (1)
Nope (5)	< P >	policies (11)	question (6)
North (1)	p.m (1)	policy (15)	questions (15)
Notary (1)	PA (1)	Poors (6)	QUOTATION (1)
noted (1)	package (5)	P-o-o-r-s (1)	QUOTE (1)
Number (7)	packages (1)	portion (1)	
numbered (1)	PAGE (6)	pose (1)	< R >
numerous (1)	pages (1)	position (15)	reach (2)
NYPD (2)	paragraph (9)	positively (1)	reached (1)
	parents (2)	possibility (1)	read (2)
< O >	part (14)	possible (1)	reading (1)
oath (1)	particular (1)	Possibly (6)	realistic (1)
object (1)	particularly (2)	post (2)	really (6)
objecting (1)	parties (1)	post-graduate (1)	Realtime (2)
Objection (10)	partner (1)	potential (1)	reason (5)
objective (1)	partners (1)	Prada (1)	reasons (1)
Objectively (1)	party (2)	pregnant (7)	reattach (1)
obtain (2)	pat (1)	prepare (1)	recall (86)
obviously (3)	patience (1)	prepared (1)	recalled (1)
October (5)	paying (2)	prescription (2)	receive (7)
offense (1)	peer (2)	presence (1)	received (3)
offer (2)	peers (2)	PRESENT (4)	Recess (2)
office (8)	Penn (1)	pretty (1)	recognize (2)
off-limits (1)	people (12)	prevent (2)	recognizing (1)
ogle (1)	percent (2)	prevention (6)	recollection (14)
Okay (166)	period (2)	primarily (1)	recommend (5)
Okay's (1)	person (13)	primary (2)	recommendation (4)
once (2)	personal (11)	prior (1)	recommended (2)
ones (1)	personnel (4)	private (1)	recommending (1)
ongoing (1)	person's (1)	probably (8)	record (4)
open (2)	phase (1)	problems (1)	recorded (1)
opening (1)	photo (5)	produce (3)	recruited (2)
operations (1)	Photograph (2)	produced (4)	reference (2)
opposed (1)	photos (2)	producing (1)	REFLECT (1)
options (2)	physical (2)	Professional (3)	refresh (13)
organization (2)	physically (2)	profit (1)	refreshes (1)
organizations (2)	picture (1)	propounded (1)	regarding (19)
organized (3)	pictures (3)	protection (18)	regardless (2)
outcome (1)	pie (1)	provide (1)	regards (1)
outfit (1)	place (2)	provided (2)	region (1)
outside (4)	places (1)	Public (1)	regional (4)
outwardly (3)	Plaintiff (13)	purchases (1)	Registered (2)

regularly (3)	RPR (1)	single (1)	stop (2)
relationship (19)	rules (1)	singling (1)	stopped (1)
relationships (6)	run (3)	sit (1)	stops (1)
relative (1)	RUSSELL (1)	sit-in (1)	store (50)
relieved (2)	Russian (1)	sitting (5)	stores (13)
remain (1)		situation (4)	stories (1)
remember (12)	< S >	six (1)	Street (26)
REMOTE (2)	S&P (1)	skills (1)	subjective (7)
rent (1)	sat (3)	small (3)	subpoena (2)
reorg (7)	satellite (2)	SMITH (1)	Subscribed (2)
reorganization (7)	saw (7)	social (2)	substance (1)
reorganizations (1)	saying (6)	sold (2)	subway (1)
repeatedly (2)	says (1)	sorry (1)	suffer (1)
rephrase (1)	schedule (3)	sounds (5)	Suite (2)
replace (1)	schedules (4)	South (1)	summer (1)
replaced (2)	scheduling (1)	SOUTHERN (1)	supervise (1)
report (13)	school (3)	space (2)	supervised (3)
reported (4)	screen (8)	sparked (1)	supervisor (5)
Reporter (4)	scroll (3)	speak (5)	supervisor's (1)
reporting (2)	scrolling (2)	speaking (7)	supposed (3)
reports (2)	second (1)	specific (5)	sure (25)
representative (1)	secondary (1)	specifically (15)	suspected (1)
represented (1)	secrets (1)	specifics (1)	suspicion (3)
required (2)	section (1)	spell (1)	suspicious (1)
requirements (2)	security (11)	spelling (1)	sworn (3)
reselling (2)	see (7)	spoke (3)	
reserve (1)	seeing (5)	spoken (1)	< T >
residences (1)	seen (8)	spouse (2)	tags (1)
resign (1)	sell (1)	St (1)	take (14)
resource (1)	senior (15)	staff (1)	taken (7)
resources (8)	sense (1)	stamp (2)	takes (1)
respond (1)	separate (5)	stamped (1)	talk (4)
responses (1)	service (1)	Standard (7)	talked (3)
responsibilities (2)	set (2)	S-t-a-n-d-a-r-d (1)	talking (8)
responsible (2)	sets (1)	start (3)	targeting (1)
rest (1)	severance (4)	started (10)	team (36)
restructured (1)	sexual (24)	starting (2)	technical (1)
retail (3)	sexually (3)	state (3)	TECHNICIAN (1)
return (1)	Sheet (1)	statement (7)	Tell (7)
revealed (1)	shifts (1)	STATES (2)	tenure (9)
review (5)	shoes (1)	stating (1)	term (2)
Richard (2)	Short (12)	station (1)	terminal (1)
ride (1)	shortly (4)	stationed (3)	terminated (1)
riding (1)	show (2)	stay (4)	termination (1)
right (19)	side (6)	stealing (2)	terms (3)
romantic (1)	sign (1)	step (2)	testified (2)
rotating (1)	significant (1)	steps (2)	Texas (13)
rounds (3)	signs (1)	sticks (1)	Thank (6)
Roy (1)	silos (1)	stood (1)	theft (1)

**thing** (4)  
**things** (13)  
**think** (14)  
**third** (1)  
**third-party** (1)  
**thought** (1)  
**three** (2)  
**TIERNEY** (9)  
**Time** (23)  
**times** (8)  
**tip** (2)  
**tipping** (2)  
**today** (7)  
**today's** (3)  
**told** (3)  
**tolerated** (1)  
**top** (4)  
**touch** (8)  
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**training** (6)  
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**transcription** (1)  
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**transferred** (8)  
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**Trident** (7)  
**true** (8)  
**truthfully** (3)  
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**trying** (4)  
**tunnel** (1)  
**turn** (3)  
**turning** (1)  
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**type** (6)  
  
**< U >**  
**ultimately** (2)  
**uncomfortable** (4)  
**uncomfortably** (1)  
**unconcealed** (1)  
**understand** (4)  
**understood** (1)  
**uninvited** (1)  
**unique** (1)  
**uniqueness** (1)

**Unit** (4)  
**UNITED** (2)  
**University** (1)  
**unnecessarily** (1)  
**untrue** (2)  
**unwelcome** (1)  
**unwelcomed** (1)  
**unwelcomingly** (1)  
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**updates** (1)  
**upload** (2)  
**uploaded** (3)  
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**upwards** (1)  
**usually** (3)  
  
**< V >**  
**vendors** (1)  
**verbal** (1)  
**versus** (1)  
**Victoria** (2)  
**VIDEO** (12)  
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**violated** (1)  
**violation** (3)  
**violations** (3)  
**Virginia** (1)  
**visit** (5)  
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**Vuitton** (1)  
**vulnerable** (1)  
  
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**went** (11)  
**we're** (14)

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**whichever** (1)  
**WHITNER** (1)  
**wife** (1)  
**Williams** (3)  
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**Withdrawn** (15)  
**Witness** (5)  
**woman** (7)  
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**women** (2)  
**work** (24)  
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**working** (5)  
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**written** (1)  
**wrong** (1)  
**wrongdoing** (1)  
  
**< Y >**  
**Yeah** (17)  
**year** (15)  
**years** (5)  
**YORK** (7)  
  
**< Z >**  
**zero** (1)  
**Zoom** (1)